

JOURNAL OF THE PROCEEDINGS OF THE BOARD OF COMMISSIONERS OF COOK COUNTY

MARCH 16, 2010



TODD H. STROGER, PRESIDENT

**WILLIAM M. BEAVERS
JERRY BUTLER
FORREST CLAYPOOL
EARLEAN COLLINS
JOHN P. DALEY
BRIDGET GAINER
ELIZABETH "LIZ" DOODY GORMAN
GREGG GOSLIN
JOSEPH MARIO MORENO**

**JOAN PATRICIA MURPHY
ANTHONY J. PERAICA
EDWIN REYES
TIMOTHY O. SCHNEIDER
PETER N. SILVESTRI
DEBORAH SIMS
ROBERT B. STEELE
LARRY SUFFREDIN**

**DAVID ORR
COUNTY CLERK**

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JOURNAL OF THE PROCEEDINGS

OF THE

BOARD OF COMMISSIONERS

OF COOK COUNTY

Meeting of Tuesday, March 16, 2010

10:00 A.M.
Daylight Savings Time

COOK COUNTY BOARD ROOM, COUNTY BUILDING

Board met pursuant to law and pursuant to Resolution 10-R-20.

OFFICIAL RECORD

President Stroger in the Chair.

CALL TO ORDER

At 10:00 A.M., being the hour appointed for the meeting, the President called the Board to order.

QUORUM

County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: President Stroger and Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Sims, Steele and Suffredin - 17.

Absent: None.

President Stroger moved that the meeting do now recess for the purpose of holding the various committee meetings.

BOARD RECONVENED

President Stroger in the Chair.

QUORUM

County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: President Stroger and Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Sims, Steele and Suffredin - 17.

Absent: None.

BOARD OF COMMISSIONERS OF COOK COUNTY

PRESIDENT

PROPOSED APPOINTMENT

Transmitting a Communication, dated March 9, 2010 from

TODD H. STROGER, President, Cook County Board of Commissioners

Pursuant to §2-433 of Chapter 2 of the Cook County Code of Ordinances, I hereby appoint Ms. Zahra Ali to the position of Revenue Director effective immediately.

Ms. Ali received her Bachelor's degree in Business Administration in 2002 from Loyola University where she majored in finance and minored in management. Ms. Ali later received her Master's Degree in Business Administration in 2007 from the Keller Graduate School of Management.

Ms. Ali is the current Acting Director of Revenue and has extensive experience with Cook County finances in that she has held several finance positions from 2002 to the present. Ms. Ali's experience specifically includes holding the key finance positions of Deputy Director of the Department of Budget and Management Services and, more importantly, Deputy Director of the Department of Revenue.

Ms. Ali's skills and experience are, and will continue to be, an asset to the Cook County Department of Revenue.

I submit this communication for your approval.

Commissioner Suffredin, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Legislation and Intergovernmental Relations. (Comm. No. 305671). **The motion carried unanimously.**

PROPOSED ORDINANCE AMENDMENT

Submitting a Proposed Ordinance Amendment sponsored by

TODD H. STROGER, President, Cook County Board of Commissioners

PROPOSED ORDINANCE AMENDMENT

An Ordinance amending an ordinance adopted on the 17th day of September, 2008, by the Board of Commissioners of The County of Cook, Illinois.

WHEREAS, the Board of Commissioners (the “*Board*”) of The County of Cook, Illinois (the “*County*”), heretofore adopted on the 17th day of September, 2008, an ordinance entitled, “An Ordinance providing for the issuance of one or more series of General Obligation Bonds of The County of Cook, Illinois” (as most recently amended, the “*Master Bond Ordinance*”); and

WHEREAS, the Master Bond Ordinance authorizes the issuance from time to time of one or more series of general obligation bonds of the County (being, collectively, the “*Bonds*”); and

WHEREAS, the Master Bond Ordinance provides that the Bonds shall be issued from time to time in one or more series to pay the costs of the Public Safety Funds Project, the Health Fund Project, the Corporate Fund Project, the Capital Equipment Project, the Insurance Reserve Project and the Pension Fund Project (each as defined in the Master Bond Ordinance and being, collectively, the “*Projects*”), provided that the aggregate principal amount of Bonds issued for the Projects pursuant to the Master Bond Ordinance shall not exceed the amount of \$740,000,000; and

WHEREAS, the Master Bond Ordinance further provides that of said amount of \$740,000,000, the aggregate principal amount of Bonds issued for the Public Safety Funds Project, the Health Fund Project, and the Corporate Fund Project shall not exceed the amount of \$242,943,365 and that the aggregate principal amount of Bonds issued for the Capital Equipment Project related to the Duran Consent Decree shall not exceed the sum of \$8,466,741 and for the balance of the Capital Equipment Project shall not exceed that amount expressly authorized by the Board; and

WHEREAS, the County has issued its \$251,410,000 Taxable General Obligation Bonds, Series 2009B (Build America Bonds - Direct Payment), \$97,060,000 General Obligation Capital Equipment Bonds, Series 2009D, and \$6,520,000 Taxable General Obligation Bonds, Series 2009E, the proceeds of which have been appropriated for and are being used to pay said approved costs of the Public Safety Funds Project, the Health Fund Project, the Corporate Fund Project, the Capital Equipment Project related to the Duran Consent Decree, and the balance of the Capital Equipment Project heretofore expressly approved by the Board; and

WHEREAS, incidental to its approval of the 2010 Capital Improvement Program, the Board has further approved capital improvement funding for the Public Safety Funds Project, the Health Fund Project, and the Corporate Fund Project in the aggregate amount of \$309,186,390 (being, collectively, the “*2010 Public Safety Fund, Health Fund and Corporate Fund Projects*”) and has further approved capital equipment funding in the aggregate amount of \$161,550,340 (together with the 2010 Public Safety Fund, Health Fund and Corporate Fund Projects, the “*2010 Capital Projects*”); and

WHEREAS, the Pension Fund Project includes the settlement and payment of an outstanding obligation to the Cook County Annuity and Benefit Fund, and it may be possible to achieve a debt service savings by the issuance of Bonds having a maturity of four years or less to pay or reimburse the costs of the Pension Fund Project; and

WHEREAS, it is necessary and advisable that the Board further amend the Master Bond Ordinance to provide for the issuance of Bonds to pay costs of the 2010 Capital Projects and the Pension Fund Project:

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of The County of Cook, Illinois, as follows:

Sec. 1. Authorized aggregate principal amount of project bonds increased.

In order to provide for the 2010 Capital Projects and the Pension Fund Project, the Master Bond Ordinance be, and it hereby is, amended to provide that the aggregate principal amount of the Project Bonds authorized to be issued pursuant to the Master Bond Ordinance shall be increased by the sum of \$40,000,000.

Sec. 2. Section 11 Amended and restated.

Section 11 of the Master Bond Ordinance is hereby amended and restated, said amended and restated Section 11 to read as follows:

Sec. 11 . Sale of the bonds; bond orders; selection of financing teams; annual reports; execution of documents authorized; undertakings; offering materials; credit facilities.

A. *Sale of the Bonds.* The Chief Financial Officer is hereby authorized to sell all or any portion of the several Series of the Bonds to the respective Underwriters from time to time on such terms as she may deem to be in the best interests of the County and may elect to designate all or any portion of the several Series of the Bonds as Build America Bonds and Qualified Build America Bonds pursuant to the Stimulus Act and have Section 54AA of the Code (and Section 54AA(g) of the Code if such bonds are designated as Qualified Build America Bonds) apply to same; provided that (i) in each case the Purchase Price shall be at least ninety-eight percent (98%) of the proceeds of the Bonds (exclusive of any net original issue discount used in the marketing of the Bonds, not to exceed 10% of the principal amount thereof), plus accrued interest, if any, on the Bonds from their Dated Date to the date of their issuance, (ii) the aggregate amount of principal of and interest on and Maturity Amount of the Bonds (based, for Variable Rate Bonds, on the reasonable estimate of the Chief Financial Officer as hereinabove provided) in any year shall not exceed the aggregate amount levied therefore pursuant hereto plus capitalized interest, if any, and (iii) as an additional limitation on the sale of the Refunding Bonds, each such certificate or report (as hereinabove described) must set forth that the Refunding will provide a present value debt service savings to the County resulting from the issuance of Refunding Bonds to refund each maturity, or part of a maturity, of the Refunded Bonds which are chosen to be refunded, which report shall demonstrate that the County will realize a minimum net present value savings of three percent (3.00%) of the debt service on the Refunded Bonds being refunded. The Bonds may be sold from time to time as the Chief Financial Officer shall determine that the proceeds of such sales are needed. Nothing contained in this Ordinance shall limit the sale of the Bonds or any maturity or maturities thereof at a price or prices in excess of the principal amount thereof. Incidental to each sale of the several Series of

Bonds the Chief Financial Officer shall provide the Corporate Authorities a written notification of the sale of such Bonds, which notification shall describe such Series of Bonds in detail.

B. *Bond Orders.* Subsequent to each such sale of the Bonds, the Chief Financial Officer shall file in the office of the County Clerk a Bond Order directed to the Corporate Authorities identifying (i) the terms of the sale, (ii) the amount of the Bonds being sold as Capital Appreciation Bonds, Convertible CABs or Current Interest Bonds, (iii) the amount of Bonds being sold as Variable Rate Bonds and attaching the related Indenture or Indentures, (iv) the Dated Date of the Bonds sold, (v) the aggregate principal amount of Bonds sold, (vi) the principal amount of Bonds maturing and subject to mandatory redemption in each year, (vii) the optional redemption provisions applicable to the Bonds sold, (viii) the specific maturities and principal amounts of Refunded Bonds to be refunded with the proceeds of the Bonds sold, (ix) the date on and price at which the Refunded Bonds shall be redeemed (if such redemption shall occur prior to the maturity date thereof or pursuant to mandatory redemption. (x) the financing team, including each Bond Counsel, Financial Advisor, Trustee and Underwriter and, for each Series of Refunding Bonds, the Escrow Agent or Escrow Agents designated in connection with the Refunding of the relevant Refunded Bonds, (xi) with respect to any Capital Appreciation Bonds being sold, the Original Principal Amounts of and Yields to Maturity on such Capital Appreciation Bonds and a table of Compound Accreted Values per \$5,000 Compound Accreted Value at Maturity for such Capital Appreciation Bonds, setting forth the Compound Accreted Value of each such Capital Appreciation Bond on each semiannual compounding date, (xii) the interest rate or rates on any Current Interest Bonds sold, or, in the case of any series of Variable Rate Bonds the estimated rate used to determine the Pledged Taxes for such Variable Rate Bonds and a description (which shall be in the relevant Indenture therefore) of the methods of determining the interest rate applicable to such Variable Rate Bonds from time to time and the identity of any remarketing agent retained in connection with the issuance of Variable Rate Bonds, (xiii) the identity of any Insurer, (xiv) the portion, if any, of the Bonds which are not Tax Exempt, (xv) the identity of any provider of a Credit Facility, and (xvi) the information regarding the title and series designation of the Bonds, together with any other matter authorized by this Ordinance to be determined by the Chief Financial Officer at the time of sale of the Bonds, and thereafter the Bonds so sold shall be duly prepared and executed in the form and manner provided herein and delivered to the respective Underwriters in accordance with the terms of sale.

C. *Selection of Financing Teams.* The President and Chief Financial Officer are each hereby authorized and directed to select a financing team, specifically including Underwriters, Bond Counsel, Trustee, Financial Advisors and other firms and, for any Series of Refunding Bonds, one or more Escrow Agents and such other firms as necessary to effect the Refunding, and to execute and deliver such contracts (including, specifically, a contract for the purchase of Bonds) or agreements (including, specifically, for any Series of Refunding Bonds one or more Escrow Agreements) with the entities selected in connection with the sale of each Series of the Bonds. Each such contract or agreement shall be in substantially the form previously used for general obligation financings of the County, with appropriate revisions to reflect the terms and provisions of the Bonds of each Series and this Ordinance and such other revisions in text as the President or the Chief Financial Officer shall determine are necessary or desirable in connection with the sale of the Bonds.

D. *Annual Reports.* On or before each November 30, commencing the November 30 following the first sale of any Bonds pursuant to this Ordinance, the Chief Financial Officer shall provide a written statement to the Corporate Authorities setting forth in summary form the details of each relevant Bond Order filed with the County Clerk from and after the preceding December 1.

E. *Execution of Documents Authorized.* Any Designated Officer and such other officers and officials of the County as may be necessary are hereby authorized to execute such other documents, as

may be necessary to implement the Projects and the Refunding and to effect the issuance and delivery and maintenance of the status of the Bonds, including but not limited to:

- (i) those certain contracts of purchase (each, a “*Purchase Contract*”) by and between the County and the Underwriters, which Purchase Contracts shall be in form acceptable to the Chief Financial Officer and as customarily entered into by the County;
- (ii) as necessary in connection with any Refunding, those certain Escrow Agreements by and between the County and the Escrow Agent or Escrow Agents, such agreements to be provided by Bond Counsel, which Escrow Agreements shall be in form acceptable to the Chief Financial Officer and as customarily entered into by the County;
- (iii) as necessary in connection with the issuance of any Series of Variable Rate Bonds, one or more Indentures, which Indentures shall be in form acceptable to the Chief Financial Officer and as customarily entered into by the County;
- (iv) those certain Continuing Disclosure Undertakings, each as approved by the Chief Financial Officer and each in form customarily used by the County, to effect compliance with Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934; and
- (v) such certification, tax returns and documentation as may be required by Bond Counsel, including, specifically, a tax agreement, to render their opinions as to the Tax Exempt status of the interest on any Tax Exempt Bonds or the qualification of a portion of the Bonds as Qualified Build America Bonds pursuant to the Code;
- (vi) such certification, tax returns and documentation as may be advised by Bond Counsel as appropriate, to establish and maintain the Tax Exempt status of the interest on any Tax Exempt Bonds and the qualification of a portion of the Bonds as Qualified Build America Bonds pursuant to the Code; and
- (vii) such certification, tax returns and documentation as may be advised by Bond Counsel as appropriate, to apply for and obtain any tax credits that may be available to the County as a result of any of the Bonds qualifying as Qualified Build America Bonds pursuant to the Code; and execution thereof by such Designated Officers, officers and officials is hereby deemed conclusive evidence of approval thereof with such changes, additions, insertions, omissions or deletions as such officers may determine, with no further official action of or direction by the Corporate Authorities.

Undertakings. When any Continuing Disclosure Undertaking is executed and delivered on behalf of the County, it will be binding on the County and the officers, agents, and employees of the County, and the same are hereby authorized and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of such Continuing Disclosure Undertaking as executed and delivered. Notwithstanding any other provisions hereof, the sole remedies for failure to comply with any Continuing Disclosure Undertaking shall be the ability of the beneficial owner of any Bond to seek mandamus or specific performance by court order, to cause to the County to comply with its obligations thereunder.

G. *Offering Materials.* The preparation, use and distribution of a preliminary official statement and an official statement relating to each sale and issuance of the Bonds are hereby ratified and approved. The President and Chief Financial Officer are each hereby authorized to execute and deliver an official statement relating to each sale and issuance of the Bonds on behalf of the County. The preliminary official statements and official statements herein authorized shall be in substantially the forms previously used for general obligation financings of the County with appropriate revisions to reflect the terms and provisions of the Bonds and to describe accurately the current condition of the County and the parties to the financing.

H. *Credit Facilities; Policies.* In connection with any sale of a Series of Bonds, the President or the Chief Financial Officer is hereby authorized to obtain a Credit Facility with one or more financial institutions. The President or the Chief Financial Officer is hereby authorized to enter into a reimbursement agreement and to execute and issue a promissory note in connection with the provisions of each Credit Facility. Any Credit Facility and any reimbursement agreement shall be in substantially the form of the credit facilities and reimbursement agreements previously entered into by the County in connection with the sale of general obligation bonds or notes, but with such revisions in text as the President or the Chief Financial Officer shall determine are necessary or desirable, the execution thereof by the President or the Chief Financial Officer to evidence the approval by the Corporate Authorities of all such revisions. The annual fee paid to any financial institution that provides a Credit Facility shall not exceed one and one-quarter percent (1.25%) of the average principal amount of such Bonds outstanding during such annual period. The final form of reimbursement agreement entered into by the County with respect to a Series of Bonds shall be attached to the relevant Bond Order filed with the County Clerk pursuant to this Section. Each such promissory note shall mature not later than the final maturity date of the Bonds and shall be a general obligation of the County for the payment of which, both principal and interest, the County pledges its full faith, credit and resources. Each such promissory note shall bear interest at a rate not exceeding 18 percent per annum. The President or the Chief Financial Officer is hereby authorized to execute and deliver each such reimbursement agreement, under the seal of the County affixed and attached by the County Clerk.

In connection with any sale of a Series of the Bonds, the President or the Chief Financial Officer is hereby further authorized to obtain a Policy from an Insurer if the Chief Financial Officer determines such Policy to be desirable in connection with such sale of such Series of Bonds or any portion thereof. The President or Chief Financial Officer is hereby expressly authorized, on behalf of the County, to make such customary covenants and agreements with such Insurer as are not inconsistent with the provisions of this Ordinance, as may be required by such bond insurer, including as follows:

- (i) *Consent to Amendments.* That any provision of this Ordinance expressly recognizing or granting rights in or to any such Insurer or to Bondholders generally may not be amended in any manner which affects the rights of the Insurer or Bondholders generally without the prior written consent of the Insurer.
- (ii) *Notices.* That the County may be required to furnish to the Bond Insurer information or notices.
- (iii) *List of Permitted Investments.* That the investment of moneys in the various accounts of the Fund may be limited to such list of lawful investments as may be required by the Insurer; *provided, however,* such list shall include direct obligations of the United States of America and shares in the Public Treasurers' Investment Pool.

- (iv) *Non-Defeasance and Subrogation.* That in the event that the principal and/or interest due on the Bonds shall be paid by the Insurer pursuant to a Policy, the Bonds shall remain outstanding for all purposes, not be defeased or otherwise satisfied and not be considered paid by the County, and the pledge of Net Revenue and all covenants, agreements and other obligations of the County to the Bondholders shall continue to exist and shall run to the benefit of the Insurer, and the Insurer shall be subrogated to the rights of such Bondholders.
- (v) *Payment Procedure Pursuant to Policy.* That so long as the Policy shall be in full force and effect, the County and any Paying Agent and Bond Registrar agree to comply with such reasonable timing and notice procedures to properly effectuate Bond payment.
- (vi) *Control of Proceedings; Vote in Plan.* That so long as the Policy shall be in full force and effect and not in default, the Insurer may exercise the rights of the registered owners of the Bonds in connection with the enforcement of all rights and remedies, and may vote the interests of the owners of such bonds in connection with bankruptcy, reorganization or insolvency plan or proceeding.

Sec. 3. Prior inconsistent proceedings.

All ordinances, resolutions, motions or orders, or parts thereof, in conflict with the provisions of this Ordinance, are to the extent of such conflict hereby repealed.

Sec. 4. Passage and approval.

Presented, passed, approved and recorded by the County of Cook, Illinois, a home rule unit of government, this 16th day of March, 2010.

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Butler, seconded by Commissioner Silvestri, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Proposed Ordinance Amendment be referred to the Committee on Finance. (Comm. No. 305686). **The motion carried unanimously.**

RESOLUTIONS

10-R-94

RESOLUTION

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, on March 25, 2010, Peggy A. Montes is being honored at the 13th Annual Cook County “Unsung Heroines” Awards Breakfast by the renaming of the “Unsung Heroine” Award to the “Peggy A. Montes Unsung Heroine” Award; and

WHEREAS, through tireless work over 32 years, Ms. Montes has achieved resounding success as a fundraiser, educator, leader, champion of women's issues and rights, and as a spearhead for education on the topics of culture, heritage and contributions of African Americans; and

WHEREAS, after many years as an educator in the Illinois public school system, Ms. Montes commenced her career as a philanthropist and volunteer, becoming particularly involved with the DuSable Museum of African American History, working as a volunteer for 27 years, serving as the first female Chairman of the Board of Trustees and Building Committee from 1989 to 1993, and leading the construction of the \$3.5 million Harold Washington Wing; and

WHEREAS, Ms. Montes helped found the Bronzeville Children's Museum in 1993, the first and only African American children's museum in the country dedicated to educating and exposing children to the rich contributions, culture and heritage of African Americans; and

WHEREAS, Ms. Montes provides valuable input, guidance and support serving as a member of numerous boards such as the Illinois Arts Council, Illinois Literacy Advisory Board, Leadership Advisory Committee of the Art Institute of Chicago, and Friends of DuSable; and

WHEREAS, working for the advancement of women's rights and empowerment, Ms. Montes co-founded Leadership Illinois, an organization where top women leaders support each other, as well as mentor and nurture future leaders; she served as a member of the late Harold Washington's cabinet as Commissioner and Executive Director of his first Chicago Commission on Women; Ms. Montes has served as the Chair of the Cook County Commission on Women's Issues since its inception in 1995 where she established the very first Cook County "Unsung Heroine" Award; and

WHEREAS, Ms. Montes worked to promote international cooperation when she was selected as a member of Governor George H. Ryan's Trade Mission Delegation to South Africa in 2000, leading, along with First Lady Lura Lynn Ryan, the delegation to explore cultural exchanges between Illinois and South Africa; she also served as a delegate to the 1995 United Nations Women's Conference in China; and

WHEREAS, transcending the borders of traditional politics, Ms. Montes worked with numerous politicians and levels of government; she was appointed to the White House Women's Conference by President Bill Clinton, and received various other appointments from Governors Jim Edgar and George H. Ryan, as well as from Secretary of State Jesse White; and

WHEREAS, Ms. Montes served in 2010 as a distinguished chair of the 27th Annual Black Creativity Gala for the Museum of Science and Industry; this Gala is the highlight of the Museum's annual Black Creativity program that honors the culture, heritage and contributions of African Americans; and

WHEREAS, Ms. Montes continues to assist her community in its times of need, becoming a member of the Burr Oak Cemetery Historical Society, a group dedicated to creating a memorial site in honor of the many Black individuals buried there.

NOW, THEREFORE, BE IT RESOLVED, that I, Todd H. Stroger, President of the Cook County Board of Commissioners, along with the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, hereby rename the Cook County "Unsung Heroine" Award the "Peggy A. Montes Unsung Heroine" Award; and

BE IT FURTHER RESOLVED, that we do express our gratitude for the breadth of Ms. Montes' work, which has improved the lives of so many Cook County residents; and may a suitable copy of this Resolution be tendered herewith to a true heroine.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Butler, seconded by Commissioner Silvestri, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Daley, seconded by Commissioner Butler, moved to suspend Section 2-108(g)(1) Order of business. **The motion carried unanimously.**

Commissioner Daley, seconded by Commissioner Butler, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**10-R-95
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

Co-Sponsored by

THE HONORABLE WILLIAM M. BEAVERS, JERRY BUTLER,

FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY, BRIDGET GAINER,

ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN, JOSEPH MARIO MORENO,

JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, EDWIN REYES,

TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE

AND LARRY SUFFREDIN, COUNTY COMMISSIONERS

WHEREAS, we are grateful to all of the members of the United States Armed Forces, past and present, men and women in uniform who are protecting and serving or have protected and served this great Nation; and

WHEREAS, today we are honoring the women who have died in uniform while serving in the Iraq and Afghanistan wars; these women have made the ultimate sacrifice for their Country; and

WHEREAS, often these women went to war instead of college; and often these women leave behind motherless children to mourn their loss, in addition to many other family members, loved ones and an entire community; and

WHEREAS, we also extend our condolences to the bereaved loved ones of these brave women who died to protect our freedom; and

WHEREAS, the acts of courage and honor of these fallen women serve to motivate all Americans to contribute to a cause greater than themselves; and

WHEREAS, today these heroines earn honor from a grateful County.

NOW, THEREFORE, BE IT RESOLVED, that I, Todd H. Stroger, President of the Cook County Board of Commissioners, and the Cook County Board of Commissioners, do hereby express appreciation at the great sacrifice these American servicewomen have gifted us with, and are humbled before this profound sacrifice, and may a copy of this Resolution be tendered herewith.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Butler, seconded by Commissioner Silvestri, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Butler, seconded by Commissioner Silvestri, moved to suspend Section 2-108(g)(1) Order of business. **The motion carried unanimously.**

Commissioner Moreno, seconded by Commissioner Sims, moved that the Resolution be approved and adopted. President Stroger called for a rising vote. **The motion carried unanimously.**

COMMISSIONERS

REQUEST TO DISCHARGE COMMUNICATION NO. 304806 FROM THE COMMITTEE ON HEALTH & HOSPITALS AND FURTHER REQUEST AUTHORIZATION FOR APPROVAL BY THE FULL BOARD

The following item was discharged from the Committee on Health & Hospitals, and subsequently deferred at the March 2, 2010 Board Meeting:

Transmitting a Communication, February 24, 2010 from

EARLEAN COLLINS, County Commissioner

Pursuant to Cook County Code Section 2-105(j) Discharge of Committee by the Board, I hereby request that Communication No. 304806 which was referred to the Committee on Health & Hospitals on January 26, 2010 be discharged from Committee, and further request authorization or approval by full Board.

304806 A RESOLUTION CALLING UPON THE GOVERNOR AND MEMBERS OF THE GENERAL ASSEMBLY TO GRANT AUTHORIZATION TO THE HEALTH & HOSPITALS SYSTEM BOARD TO LEVY TAXES FOR THE SOLE PURPOSE OF PROVIDING HEALTHCARE IN COOK COUNTY (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Earlean Collins, County Commissioner

PROPOSED RESOLUTION

A RESOLUTION CALLING UPON THE GOVERNOR AND MEMBERS OF THE GENERAL ASSEMBLY TO GRANT AUTHORIZATION TO THE HEALTH & HOSPITALS SYSTEM BOARD TO LEVY TAXES FOR THE SOLE PURPOSE OF PROVIDING HEALTHCARE IN COOK COUNTY

WHEREAS, Cook County is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Illinois Constitution, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Cook County government has the responsibility for providing health care to the indigent that no other County in the State has; and

WHEREAS, the demand for quality healthcare has increased over the years in addition to the State of Illinois closing mental health hospital along with high unemployment rates and ex-offenders returning to the community puts an overwhelming burden on Cook County to provide adequate healthcare; and

WHEREAS, the financial problems confronting Cook County and the County's responsibility to fund public safety makes it difficult to meet the needs of quality healthcare; and

WHEREAS, in an effort to ensure quality healthcare to every citizen it becomes necessary for the Cook County Health & Hospitals System Board to become totally separate from the Cook County Board of Commissioners, including financial independence; and

WHEREAS, the legislative body is the only authority that can create a taxing district to fund the Cook County Health & Hospitals System Board in order that it become financially independent of the Cook County Board; and

WHEREAS, such taxing districts as the Chicago School Board were afforded the opportunity to improve education, similar authority would give the Health & Hospitals System Board a greater opportunity to become independent of Cook County thus minimizing the politics and afford them an opportunity to bring in revenue for the sole purpose of providing healthcare in Cook County; and

WHEREAS, the tax levy shall not exceed the existing amount of taxes collected by the County Board for the purpose of healthcare; and

WHEREAS, a permanent Health & Hospitals System Board with its own consistent revenue source would be in the best interest of the citizens of Cook County.

NOW, THEREFORE, BE IT RESOLVED, that the President and the Cook County Board of Commissioners call upon the Governor and members of the General Assembly to grant authority to the Health & Hospitals System Board to levy taxes for the sole purpose of providing healthcare in Cook County.

Commissioner Collins, seconded by Commissioner Butler, moved to accept the Substitute Resolution. **The motion carried unanimously.**

Commissioner Collins, seconded by Commissioner Moreno, moved that the Substitute Resolution be approved and adopted. Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO APPROVE AND ADOPT
THE SUBSTITUTE RESOLUTION**

Yeas: Commissioners Butler, Collins, Daley, Moreno, Reyes and Suffredin - 6.

Nays: Commissioners Beavers, Claypool, Gainer, Gorman, Goslin, Murphy, Peraica, Schneider, Silvestri, Sims and Steele - 11.

The motion to approve the Substitute Resolution FAILED.

**REQUEST TO APPEND A REVISED LETTER
TO A PREVIOUSLY APPROVED COMMITTEE REPORT**

Transmitting a Communication, dated March 9, 2010 from

JOHN P. DALEY, Chairman, Audit Committee

In order to ensure that each member of the Board has had an opportunity to review the contents of the amended response, I am requesting that the following letter from the Clerk of the Circuit Court be received and filed. This amended letter from Clerk Brown was received by my office on March 5, 2010, which was subsequent to the approval of the Audit Committee Report of February 9, 2010 at the meeting of the Cook County Board of Commissioners held on March 2, 2010 (Agenda Item #6).

AMENDED LETTER FROM CLERK BROWN

Transmitting a Communication, dated March 4, 2010 from

DOROTHY BROWN, Clerk of the Circuit Court

Re: Revised Response to Question 3 of February 8, 2010 letter

Dear Chairman Daley:

On February 16, 2010 the Clerk of the Circuit Court submitted to you a written response to three questions you presented in your correspondence dated February 8, 2010. This

letter is a revision of our response to question number 3 of your letter, regarding Communication Number 301501, which was on the agenda for the February 9, 2010 meeting of the Audit Committee.

Following is your question and our revised response to the question; changes are underlined.

Question 3: “What would your position be on a proposal to accept certified checks and money orders only, to reduce the incidents of NSF checks?”

For customer service reasons, the Clerk of the Circuit Court is proposing that we give the customers the option of paying by certified checks, money orders, or a personal check guaranteed by a service. Cook County could enter into a county contractual agreement with a personal check guarantee service, and/or an immediate bank account debit service in order to ensure guarantee of available customer funds at the point of service. The cost of implementing and maintaining a personal check guarantee service partnership could be borne by check writers opting to tender personal checks. Cook County could then continue its practice of accepting personal checks and reduce the incidents of NSF checks, at no cost to the County. This proposal would allow the Clerk of the Circuit Court, and any other Cook County agency, to continue to provide excellent customer service to our citizens by allowing personal checks to be used for payment, and not just certified checks and/or money orders, and also eliminate exposure to NSF checks.

According to our research, the costs involved with various check guarantee services range from as low as \$0.14 per check, to as high as 1.45% of the check amount, plus \$0.28 per check. In addition to the per check fee, there is a monthly account service fee and a monthly statement fee that would range from as low as \$5.00 per month, to as high as \$40.00 a month. After performing a check volume analysis of county agencies accepting personal checks and selecting a vendor, the County would set a nominal fee to be paid by each customer to absorb the cost of the monthly fees.

Commissioner Collins, seconded by Commissioner Butler, moved that the communication be received and filed. **The motion carried unanimously.**

RESOLUTIONS

10-R-96

RESOLUTION

Sponsored by

THE HONORABLE PETER N. SILVESTRI, COUNTY COMMISSIONER

WHEREAS, state, county and local budgets are in crisis, partially because of a recessionary economy and governments at all levels are experiencing staff, program and service reductions; and

WHEREAS, municipalities and counties across our State have received ten percent of all state income taxes received for over forty years, since the tax was created; and

WHEREAS, said revenue sharing program was instrumental in the tax being enacted by the State Legislature; and

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WHEREAS, Governor Pat Quinn has announced a thirty percent (30%) reduction in the share of the income tax distributed to counties and municipalities; and

WHEREAS, said announcement contradicts statements made at the Metropolitan Mayors Caucus in December 2009, and “passes the buck” of the State’s budget problems to counties and municipalities; and

WHEREAS, any reduction will further aggravate the situation local county and municipal governments are facing with respect to the provision of public safety and health programs for our residents; and

WHEREAS, the Governor’s proposal will create “a hole” of approximately \$23 per capita in the budgets of every community in Illinois at a time when these county and municipal governments are experiencing uncontrollable reductions in revenues; and

WHEREAS, this reduction will create a shortfall for Cook County and a \$65.7 million shortfall for the City of Chicago; and

WHEREAS, the recessionary economy has resulted in a 12% reduction in sales taxes for counties and municipalities and an 15% reduction in the local share of the state income tax.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners of Cook County implore the Governor and the State Legislature to oppose any reduction in the local share distribution of the state income tax.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Butler, seconded by Commissioner Silvestri, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Silvestri, seconded by Commissioner Suffredin, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**10-R-97
RESOLUTION**

Sponsored by

**THE HONORABLE PETER N. SILVESTRI, TIMOTHY O. SCHNEIDER
AND ELIZABETH DOODY GORMAN, COUNTY COMMISSIONERS**

WHEREAS, there are entities that significantly contribute to the quality of life in a community and are crucial to the success of that community and its citizens, one of the most important being its educational system; and

WHEREAS, a key component of a quality education is a proper learning environment that is protected from external noise and distraction; and

WHEREAS, the O'Hare Noise Compatibility Commission (ONCC) is aware that Ridgewood High School in Norridge, Elk Grove High School in Elk Grove Village and Carpenter Elementary School in Park Ridge qualified for sound insulation in 2004 and that, despite the continuing noise imposed by the air traffic from O'Hare International Airport, none of these schools has joined the ranks of the 117 schools that have been awarded sound insulation under the ONCC School Sound Insulation Program; and

WHEREAS, the eligibility requirements for sound insulation were changed in 2005 and despite having qualified previously, Ridgewood, Elk Grove and Carpenter schools were eliminated from the eligibility list by the Federal Aviation Administration (FAA); and

WHEREAS, since that time the ONCC, as well as several municipalities in Cook County, have consistently and diligently worked for the reinstatement of Ridgewood High School and have also worked to obtain sound insulation for Elk Grove High School and Carpenter Elementary School. The ONCC and its membership believe the students of these schools deserve the same freedom from airplane noise as the 117 other schools surrounding O'Hare that benefit from sound insulation.

NOW, THEREFORE, BE IT RESOLVED, that the President and Board of Commissioners of Cook County do hereby urge the FAA to reverse its position and grant the much needed sound insulation to Ridgewood High School, Elk Grove High School and Carpenter Elementary School to give their students a setting that is conducive to learning success.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Butler, seconded by Commissioner Silvestri, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Silvestri, seconded by Commissioner Gorman, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

CONSENT CALENDAR

10-R-98 RESOLUTION

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

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WHEREAS, Almighty God in His infinite wisdom has called too soon a loving and beloved man, Gregory Bowen, from our midst; and

WHEREAS, Mr. Bowen was a graduate of St. Margaret of Scotland grammar school and a high achieving graduate of DeLaSalle High School; and

WHEREAS, Mr. Bowen served bravely in the United States Navy during the Gulf War; and

WHEREAS, Mr. Bowen pursued college studies at the University of Illinois at Chicago; and

WHEREAS, Mr. Bowen, at the time of his death, had returned to school and was studying the field of electronics; and

WHEREAS, Mr. Bowen leaves to mourn his loving wife, Pearl, daughter, Elivone, mother, Anita Bowen, father, Gene Bowen, sisters, Gianna and Chyna, and a host of friends and family; and

WHEREAS, Mr. Bowen will also be missed by his grandfather, Charles Bowen, who was a Cook County Commissioner in the late 1980s and who served for 14 years as Mayor Richard Daley's liaison to Chicago's African American clergy.

NOW, THEREFORE, BE IT RESOLVED, that Gregory Bowen's memory shall be cherished in all of the hearts of the people he touched and loved; and

BE IT FURTHER RESOLVED, that the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, does hereby express its deepest condolences and most heartfelt sympathy to the family as well as to the many friends and loved ones of Gregory Bowen, and may a suitable copy of this Resolution be tendered herewith.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**10-R-99
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, Almighty God in His infinite wisdom has called a woman possessed of an incredible spirit of service, Nadine Golden, from our midst; and

WHEREAS, Ms. Golden was employed for over 23 years as a Registration Clerk assigned to the Cook County Health & Hospitals System's largest primary care clinic, the General Medicine Clinic of Fantus Health Center, which is also the largest primary care clinic in the Midwest; and

WHEREAS, recognized as one of General Medicine Clinic's lead clerks, Ms. Golden was instrumental in ensuring that patients flowed to providers in a timely manner; most if not all doctors who rotated in and out of General Medicine Clinic appreciated her for her diligence; and

WHEREAS, Ms. Golden came to work at the General Medicine Clinic with a willing heart, a productive mind, a smile on her face and with the resolve to serve a medically complex and diverse population day in and day out; and

WHEREAS, Ms. Golden was always sensitive to the needs of patients; if she did not have the answer to a patient's question, she would make the patient comfortable until she could find the answer herself or procure somebody to provide an answer; and

WHEREAS, Ms. Golden obtained results in a very complex setting; she could often be overheard saying, "I got you," "Wait one moment," "I can help you," or "Come right here, I'll do it; what can I do for you?"; and

WHEREAS, Ms. Golden showed no favoritism; she felt that all patients were her favorite; and

WHEREAS, patients frequently identified with Ms. Golden and always enjoyed her pleasant, devoted nature.

NOW, THEREFORE, BE IT RESOLVED, that Nadine Golden's memory shall be cherished in all of the hearts of the people she touched and loved; and

BE IT FURTHER RESOLVED, that I, Todd H. Stroger, President of the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, do hereby express my deepest condolences and most heartfelt sympathy to the family as well as to the many friends and loved ones of Nadine Golden, and may a suitable copy of this Resolution be tendered to the family of Nadine Golden so that her rich legacy may be so honored and ever cherished.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**10-R-100
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, from March 25, 2010 through March 28, 2010, the 76th Central Regional Conference of Alpha Kappa Alpha Sorority, Inc. will convene in Chicago; the theme of this conference is “A New Century of Leadership – An Encouraged Sisterhood Planning for the Future”; and

WHEREAS, Alpha Kappa Alpha Sorority, Inc.’s Central Region was founded in 1919 and is comprised of eight states – Illinois, Indiana, Kentucky, Wisconsin, Minnesota, North Dakota and the southeastern portion of Missouri; the Sorority’s first honorary member, Jane Addams, founder of Chicago’s Hull House, was from the Sorority’s Central Region; and

WHEREAS, the over 200,000 members of Alpha Kappa Alpha work to leverage their energy, creativity and talents so as to best serve their local communities; and

WHEREAS, Alpha Kappa Alpha Sorority, Inc. is devoted to being an instrument of change; they are working to improve the living standard of the Black community through economic education, to create opportunity for women entrepreneurs, to improve the mental and physical health of local communities, and to support Black males; and

WHEREAS, through this service and also through its support of local leaders, Alpha Kappa Alpha Sorority, Inc. is working to have a positive, transformative impact on society.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, does hereby express its sincere appreciation for all the work that Alpha Kappa Alpha Sorority, Inc.’s Central Region does on behalf of the betterment of society, and wishes the organization every continued success, and may a suitable copy of this Resolution be tendered herewith.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**10-R-101
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, Soka Gakkai International-USA (SGI-USA), Chicago, is a culturally diverse, lay Buddhist association, which has more than 3,000 members in Cook County; and

WHEREAS, the members of SGI-USA Chicago, led by their mentor, Dr. Daisaku Ikeda, president of SGI, are committed to working tirelessly throughout the region to advance the values of peace, education, and culture, while nurturing the development of youth, based on Dr. Ikeda's example; and

WHEREAS, Dr. Ikeda has spent his life committed to citizen-diplomacy by pursuing dialogues with world leaders, including former South African President and Nobel laureate, Nelson Mandela, former Soviet President Mikhail Gorbachev and the late scientist and peace activist Dr. Linus Pauling; Dr. Ikeda has also submitted annual peace proposals to the United Nations for close to 30 years; and

WHEREAS, SGI-USA Chicago has sought to impact the future by establishing a unique educational system with branches in the United States, Japan and other countries around the world, which has as its mission fostering love for humankind, developing character, providing an intellectual basis for the realization of peace and empowering youth to contribute to and improve society; and

WHEREAS, March 16th, "SGI Youth Peace Day," has long been recognized by SGI as a symbolic time for passing the torch from one generation to the next with the hope of building a more peaceful world and empowering youth to play a vital role in society.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners recognizes March 16, 2010, as "SGI Youth Peace Day" and lauds SGI-USA for their worldwide efforts to foster and nurture youth, promote peace, and teach by example how to live a courageous and contributive life.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**10-R-102
RESOLUTION**

Sponsored by

THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM M. BEAVERS,
JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,**

**JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS
AND ROBERT B. STEELE, COUNTY COMMISSIONERS**

IN MEMORY OF JANICE METZGER

WHEREAS, Janice Metzger passed away on February 22, 2010; and

WHEREAS, Janice Metzger was a civic leader who was a tireless advocate for many issues who made important contributions at the local and state level; and

WHEREAS, Janice Metzger was born in Springfield, Illinois, and received a degree in social work from Wayne State University in Detroit, Michigan, before settling in the Wicker Park neighborhood of Chicago, Illinois; and

WHEREAS, Janice Metzger immediately became active in the neighborhood's efforts to maintain an economic and ethnically diverse community; and

WHEREAS, while her children attended Chicago public schools, Janice Metzger became active in education issues and participated in the Education Summit called by Mayor Washington; and

WHEREAS, Janice Metzger was a senior program manager for the Center for Neighborhood Technology, an organization which promotes urban sustainability and is a key resource on environmental and sustainability issues; and

WHEREAS, Janice Metzger created a citizen participation tool called Transopoly to give average citizens a voice in the planning process, and which has been utilized by many public bodies during decision making and citizen involvement processes; and

WHEREAS, Janice Metzger was a long-time member of the board of Association House and served as President of Special Service Area #33; and

WHEREAS, Janice Metzger not only advocated for increased sustainability, but also lived her life dedicated to the concept of a small carbon footprint, for example line-drying her laundry and walking to work everyday without fail, from her home across the street; and

WHEREAS, Janice Metzger is survived by her partner, John Paige and her sons, Timothy, Christopher and Andrew; and

WHEREAS, Janice Metzger will be deeply missed and forever treasured by all who knew her and the people of Cook County owe a debt of gratitude to Janice Metzger for her outstanding contributions to the county.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby offer its deepest condolences to the family and friends of Janice Metzger and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of Janice Metzger so she may be forever honored and cherished.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**10-R-103
RESOLUTION**

Sponsored by

THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM M. BEAVERS,
JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,
BRIDGET GAINER, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN,
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,
EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS
AND ROBERT B. STEELE, COUNTY COMMISSIONERS**

IN MEMORY OF ROBERT B. WILCOX

WHEREAS, Robert B. Wilcox passed away on March 5, 2010; and

WHEREAS, Robert B. Wilcox was a civic leader whose tireless dedication to improving the community was an inspiration to all; and

WHEREAS, Robert B. Wilcox was raised in Winnetka, Illinois, and graduated from North Shore Country Day School before earning a degree from Harvard University; and

WHEREAS, Robert B. Wilcox married Laura Janet Winston in 1944, and they shared a blissful marriage until her untimely death in 1995; and

WHEREAS, after graduation in 1944, Robert B. Wilcox joined the United States Navy in the midst of World War II and served in the Pacific; and

WHEREAS, after sustaining an injury, Robert B. Wilcox was awarded the Order of the Purple Heart and returned home, where he was reunited with his wife, Laura, and gained a law degree from the University of Michigan and for 15 years was a partner with the firm of Isham, Lincoln & Beale; and

WHEREAS, during his time with Isham, Lincoln & Beale, Robert B. Wilcox played a key role in the research and preparation of the Report of the Chicago Riot Study Committee to the Honorable Richard J. Daley, which investigated the riots of April 1968, after the assassination of Rev. Dr. Martin Luther King, Jr.; and

WHEREAS, in 1971, Robert B. Wilcox was hired by Marlennan Corporation, where he served as General Counsel until he accepted the appointment of Governor Dan Walker to be Director of Insurance for the State of Illinois; and

WHEREAS, Robert B. Wilcox was a chairman and original member of the Chicago Energy Commission; and

WHEREAS, after retirement in 1984, Robert B. Wilcox continued his dedication to the community as a co-founder of the Environmental Law and Policy Center of the Midwest, which advocates for cleaner, more environmentally sound and economically efficient energy policies; and as a co-founder of Protestants for the Common Good, which organizes on a host of social justice concerns; and

WHEREAS, Robert B. Wilcox also served on the boards of numerous civic organizations, including the Chicago Council on Foreign Relations and WTTW, as well as local groups like the Winnetka Community Chest; and

WHEREAS, in 2006, Robert B. Wilcox married Susanne Bush, a long-time family friend; and

WHEREAS, Robert B. Wilcox is survived by his wife, Susan; his children, Robert, Steven, Katherine, David, and Brian; his grandchildren, Elisabeth, William, Benjamin, James, Katharine, Samuel, Amanda and Laura; his sisters, Lee and Ann; and several nieces and nephews; and

WHEREAS, Robert B. Wilcox will be deeply missed and forever treasured by all who knew him and the people of Cook County owe a debt of gratitude to Robert B. Wilcox for his outstanding contributions to the county.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cook County does hereby offer its deepest condolences to the family and friends of Robert B. Wilcox and joins them in sorrow at this time of loss; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of Robert B. Wilcox so he may be forever honored and cherished.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**10-R-104
RESOLUTION**

Sponsored by

THE HONORABLE ELIZABETH “LIZ” DOODY GORMAN, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE TODD H. STROGER, PRESIDENT, WILLIAM M. BEAVERS,
JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,**

**BRIDGET GAINER, GREGG GOSLIN, JOSEPH MARIO MORENO,
JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS,
ROBERT B. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

WHEREAS, the mission of the Orland Youth Association is to provide programs to enhance the quality of life for the youth of our community, by striving to provide quality baseball, basketball, and volleyball leagues, where players can learn and develop fundamentals, skills, and good sportsmanship; and

WHEREAS, the fifth grade division “Seattle” basketball team completed the regular season with a record of 12 wins and 5 losses; and

WHEREAS, team manager Elizabeth “Liz” Doody Gorman, with her coaching staff of Laura Dolitsky and stand in coach ‘s Liam Gorman and Tareq Elhaj, coached the team to a final record of 15 wins and 5 losses to take the championship; and

WHEREAS, teammates David Dolitsky, Saeed Elhaj, Shane Gorman, Matthew Hellem, Daniel Kozlowski, John Ruane, Brian Santos and Chaz Zombolas exhibited superior team skills and sportsmanship during the season.

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners joins the staff, parents and community in congratulating the Orland Youth Association fifth grade “Seattle” Basketball Team on a great season and wish them continued success in the future; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be presented to the Orland Youth Association fifth grade “Seattle” Basketball Team as a symbol of our respect and esteem.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

**10-R-105
RESOLUTION**

Sponsored by

**THE HONORABLE GREGG GOSLIN AND LARRY SUFFREDIN
COUNTY COMMISSIONERS**

HONORING THE LIFE OF DENNIS E. HEBSON

WHEREAS, God in His infinite wisdom called home Dennis E. Hebson on February 26, 2010, a man who gave his life and talents for his family and his community; and

WHEREAS, together with his wife Liz of 49 years, they ran the venerable family- owned Hackney's Restaurant, an institution on the North Shore for generations and where Denny and Liz both earned the community's respect and admiration for their overwhelming generosity and community involvement; and

WHEREAS, Denny was born in 1937 in Skokie, Illinois, to a family of bricklayers and recognized as a talented football player he earned a scholarship to Marquette University. Returning to Marquette one weekend he was smitten by a fellow student, the "girl in the yellow scarf" and asked a friend to introduce them. "Marrying Liz", he always said, "was the best decision of his life"; and

WHEREAS, much of Denny's generosity was visible through team sponsorships, support of hundreds of non-profit organizations, donations to schools and so much more. Denny created an annual golf outing to benefit the Evanston Hospital cardiac unit, which provides significant funds for research; and

WHEREAS, his generosity was overwhelming and he often worked behind the scenes to help others, including helping families anonymously when he learned of their desperate situations through the Northfield Township Food Pantry; and

WHEREAS, Denny was recognized as a man who "dreamed no small dreams", he was active with the Illinois Restaurant Association as a board member and as its President in 1993; and

WHEREAS, Denny was a decades-long participant of the Glenview Independence Day parade and member of its planning commission. He believed that music made a parade and he always marched in front of his bagpipe band; and

WHEREAS, Denny was recognized as Business Person of the Year in 1991, the Glenview Chamber of Commerce's most prestigious award. Denny served as President of the Chamber in 1994 and on the Board of the Glenview Chamber of Commerce from 1989 – 1996 and then again 2000 – 2004, and led many of its projects including the Glenview Street Fest, created the Taste of Glenview, the Holiday Ball, the Hug the Bear Classic, hosted countless Business After Hours events and created Glenview's Annual Holiday Parade.

NOW, THEREFORE, BE IT RESOLVED, that President Todd Stroger and the Cook County Board of Commissioners extends their condolences to the family and friends of Dennis E. Hebson; and

BE IT FURTHER RESOLVED, that a suitable copy of this Resolution be presented to the family of Dennis E. Hebson with affection and admiration for a life well-lived.

JOURNAL OF PROCEEDINGS FOR MARCH 16, 2010

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON ZONING AND BUILDING

March 16, 2010

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: President Stroger and Chairman Silvestri, Vice Chairman Murphy, Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Gorman, Goslin, Moreno, Peraica, Reyes, Schneider, Sims and Steele Suffredin (17).

Absent: None (0).

Also

Present: Attorney Edward R. McCormick, Jr., Village of Flossmoor; Attorney Anthony C. Scrementi for the homeowners

Ladies and Gentlemen:

Your Committee on Zoning and Building, having had under consideration the matter hereinafter mentioned, respectfully reports and recommends as follows

SECTION 1

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

300301 DOCKET #8257 – EDWARD J. STRYSZAK, Owner, 9050 Elm Avenue, Burr Ridge, Illinois 60527. Application (No. SU-09-06; Z09028). Submitted by Same. Seeking a SPECIAL USE, UNIQUE USE in the R-3 Single Family Residence District to board and rescue dogs in Section 6 of Lyons Township. Property consists of one acre located on the northwest corner of Railroad Avenue and 114th Avenue in Lyons Township, County Board District #17. Intended use: To board and rescue dogs. Recommendation: That the application be denied.

Commissioner Peraica, seconded by Vice Chairman Murphy moved to concur with the recommendation to deny Communication No. 300301. The motion carried.

SECTION 2

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

302610 DOCKET #8565 – LARRY & MIRA SKROBOT, Owners, 4350 West 204th Street, Matteson, Illinois 60443. Application (No. SU-09-12; Z09067). Submitted by Same. Seeking a SPECIAL USE, UNIQUE USE in the R-4 Family Residence District to open and operate a faith based transitional living facility to mentor young men in Section 15 of Rich Township. Property consists of approximately 3 acres located in lot between 203rd Avenue and 204th Street on the southeast corner of 203rd Avenue and Kostner Avenue in Rich Township, County Board District #5. Intended use: Single family residence faith-based transitional living. Recommendation: That the application be granted with conditions, the application be granted for the shorter of five years or the active participation of the umbrella organization with the supervision of the proposed residents of this site, and no additional vehicles other than those owned by the owners of the property and their immediate family be parked overnight.

Conditions: None

Objectors: The municipalities located within 1-1/2 miles of the subject property are Country Club Hills, Flossmoor, Matteson, and Olympia Fields. None of the above mentioned municipalities objected. The Zoning Board of Appeals has received written objections from three surrounding homeowners, as well as a petition from the Crawford Countryside Civic Association signed by 132 neighbors. A large number of homeowners showed up at the hearing and raised concerns and objections and those concerns were addressed.

Commissioner Peraica, seconded by Vice Chairman Murphy moved to reject the recommendation of the Zoning Board of Appeals on Communication No. 302610 as amended. The motion carried.

SECTION 3

Your Committee has considered the following numbered and described applications requesting a public hearing before the Cook County Zoning Board of Appeals on a request for a Special Use, Unique Use on certain properties described therein:

303342 DOCKETS #8583 & 8584 - HEIGHTS AUTO WORKERS CREDIT UNION, Owner, 21540, Cottage Grove Avenue, Chicago Heights, Illinois 60411. Application (No. SU-09-15; Z09085). Submitted by Joseph A. Schudt & Associates, Attn: D. Warren Opperman, 19350 South Harlem Avenue, Frankfort, Illinois 60423. Seeking a SPECIAL USE, UNIQUE USE in the I-3 Intensive Industrial District to construct a drive through ATM facility with a companion Variance V-09-15 to reduce setback of identification sign for the ATM in Section 27 of Bloom Township. Property consists of 0.512 of an acre located on the southwest corner of Cottage Grove Avenue and Main Street in Bloom Township, County

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Board District #6. Intended use: To construct a drive through ATM facility.
Recommendation: That the application be granted.

Conditions: None

Objectors: None

The Cook County Zoning Board of Appeals to whom said applications was referred, submitted a Communication setting forth its findings and recommendations following public hearings held thereon, and recommended that said application be granted subject to conditions as stated in the findings.

Vice Chairman Murphy, seconded by Commissioner Peraica moved, the approval of Communication No. 303342. The motion carried.

**10-O-14
ORDINANCE**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

**AN ORDINANCE GRANTING A SPECIAL USE FOR UNIQUE USE
LOCATED IN BLOOM TOWNSHIP AS AUTHORIZED
BY THE COOK COUNTY ZONING ORDINANCE**

WHEREAS, the owner of certain property located in Bloom Township described in Section 1, herein, has petitioned the Cook County Board of Commissioners for a Special Use for Unique Use permit in the I-3 Intensive Industrial District to construct a drive through ATM facility with a companion Variance to reduce setback of identification sign from 15 feet to 2 feet for the ATM; and

WHEREAS, the said petition was received by the Zoning Board of Appeals of Cook County as Dockets #8583 and #8584 and a public hearing was held in regards to said request after due notice, all in accordance with the Cook County Zoning Ordinance and the Statutes of the State of Illinois; and

WHEREAS, the Zoning Board of Appeals entered detailed findings in accordance with the standards set forth in the Ordinance recommending that the Cook County Board of Commissioners grant said applications for Special Use for Unique Use and Variations permits; and

WHEREAS, it is the determination of the Board of Commissioners of Cook County that said request be granted in accordance with the recommendations of the Zoning Board of Appeals.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of Cook County, Illinois:

Section 1: That the following described property be granted a Special Use for Unique Use to construct a drive through ATM facility with a companion Variation to reduce setback of identification sign from 15 feet to 2 feet for the ATM.

LEGAL DESCRIPTION

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Lot 20 (Except the East 17.00 Feet) in Cottage Grove Gardens, being a Subdivision in the Northeast Quarter of the Northeast Quarter of Section 27, Township 35 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

commonly described as approximately 0.51 acre located on the southwest corner of Cottage Grove Avenue and Main Street in Bloom Township.

Section 2: That the Special Use for Unique Use and Variation located in the I-3 Intensive Industrial District as mentioned in Section 1 of this Ordinance is hereby being granted.

Section 3: That this Ordinance under the provision of Article 13.8.9, Article 8.9.8 and Article 13.6.3 of the Cook County Zoning Ordinance shall be in full force and effect from and after its passage and approval, except that if said use is not established within one year as provided in Article 13.8.14 said Special Use for Unique Use and Variation shall be null and void. That said property be developed and constructed pursuant to the detailing set forth in the testimony and contained in the exhibits and findings of the Cook County Zoning Board of Appeals hereby incorporated by reference into this Ordinance, as provided by law.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

SECTION 4

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

305666 DOCKET #8610 – K. & S. HARRIS, Owners, Application (No. V-10-02): Variation to divide a parcel into two (2) lots; on Parcel B reduce lot width from 150 feet to 132 feet; and reduce lot area from 40,000 square feet to 20,695 square feet (Parcel A is in compliance) for two (2) new single family residences served by well and public sewer system in the R-3 Single Family Residence District. The subject property consists of approximately 1.48 acres, located on the southeast corner of 192nd Street and Hamlin Avenue in Rich Township, County Board District #5. Recommendation: That the application be granted.

Conditions: None

Objectors: Mr. Scrementi the attorney for the homeowners appeared at both hearings to voice various objections. The neighbor approximately three (3) lots to the east, Mr. Elmer Kuech appeared and voiced objections against any improvements to be made on the property due to his beliefs about flooding. Ms. Dolores Esposito, the neighbor next door, who owns three (3) adjacent lots appeared and voiced concerns. Mr. John Piacenti appeared and voiced concerns. A petition was rendered at the hearing with 37 signatures opposing the application. The Village of Flossmoor enters a resolution of the Village Board protesting the agenda items.

Vice Chairman Murphy, seconded by Commissioner Sims moved the approval to reject the Zoning Board of Appeals recommendation and to deny Communication No. 305666. The motion carried. Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

ROLL CALL ON MOTION TO REJECT COMMUNICATION NO. 305666

Yeas: Chairman Silvestri, Vice Chairman Murphy, Commissioners Claypool, Daley, Gainer Gorman, Goslin, Moreno, Peraica, Reyes, Schneider and Sims (12).

Nays: Commissioners Beavers, Butler, Collins and Suffredin (4).

Present: Commissioner Steele (1).

The motion to approve Communication No. 305666 FAILED.

SECTION 5

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

305667 **DOCKET #8613 – M. & D. POLAK, Owners, Application (No. V-10-05): Variation to reduce lot area from 40,000 square feet to 18,979 square feet (existing); and reduce lot width from 150 feet to 114.6 feet (existing) for an attached garage in the R-4 Single Family Residence District. The subject property consists of approximately 0.44 of an acre, located on the west side of 112th Court, approximately 115 feet south of 158th Street in Orland Township, County Board District #17. Recommendation: That the application be granted.**

Conditions: None

Objectors: None

Commissioner Schneider, seconded by Commissioner Gorman moved, the approval of Communication No. 305667. The motion carried.

SECTION 6

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

305668 **DOCKET #8614 – N. MAJEWSKI, Owner, Application (No. V-10-06): Variation to reduce lot area from the minimum required 3 acres to 2.5 acres for proposed eight (8) horses (personally owned) with existing stable in the R-3 Single Family Residence District. The subject property consists of approximately 2.5 acres, located on the west side of Berner Road, approximately 400 feet north of Dale Drive in Hanover Township, County Board District #15. Recommendation: That the application be denied.**

Conditions: None

Objectors: The adjacent neighbors Sharon and John Lamka appeared and voiced various objections.

Commissioner Schneider, seconded by Commissioner Gorman, moved to deny Communication No. 305668. The motion carried.

SECTION 7

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

305669 DOCKET #8615– D. DUNNE, Owner, Application (No. V-10-07): Variation to reduce rear yard setback from 50 feet to 25 feet for a deck (existing) in the R-4 Single Family Residence District. The subject property consists of approximately 1.4 acres, located on the south side of 128th Street, approximately 290 feet east of 86th Avenue in Palos Township, County Board District #17. **Recommendation: That the application be granted.**

Conditions: None

Objectors: None

Commissioner Schneider, seconded by Commissioner Gorman moved, the approval of Communication No. 3005669. The motion carried.

SECTION 8

Your Committee has considered the following item and upon the adoption of this report the recommendation is as follows:

305670 STANLEY LIGAS, Owner, 16354 Stoney Brook Drive, Lemont, Illinois 60439, Application (No. SU-10-02; Z10013). Submitted by Same. Seeking a SPECIAL USE, UNIQUE USE in the R-5 Single Family Residence District for continued use of two dwelling units in an existing single family residence as previously amortized under SU-79-01 in Section 9 of Stickney Township. Property consists of approximately 0.17 of an acre located on the west side of Lorel Avenue, approximately 239 feet south of 49th Street in Stickney Township. Intended use: For continued use of two dwelling units in the existing structure. No new improvements proposed.

Commissioner Goslin, seconded by Vice Chairman Murphy, referred the New Application Communication No. 305670 to the Zoning Board of Appeals. The motion carried.

Vice Chairman Murphy, seconded by Commissioner Moreno, moved to adjourn, the motion carried and the meeting was adjourned.

Respectfully submitted,

COMMITTEE ON ZONING AND BUILDING

PETER N. SILVESTRI, Chairman

ATTEST: MATTHEW B. DeLEON, Secretary

Commissioner Collins, seconded by Commissioner Steele, moved that the Report of the Committee on Zoning and Building be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON ROADS AND BRIDGES

March 16, 2010

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: President Stroger and Chairman Moreno, Vice Chairman Gorman, Commissioners Beavers, Butler, Claypool, Collins, Daley, Gainer, Goslin, Murphy, Peraica, Reyes Schneider, Sims, Silvestri, Steele and Suffredin (17).

Absent: None (0).

Ladies and Gentlemen:

Your Committee on Roads and Bridges, having had under consideration the matters hereinafter mentioned, respectfully reports and recommends as follows:

SECTION 1

Your Committee has considered the following communications from Rupert F. Graham, Jr., P.E., Superintendent of Highways, recommending for approval change in plans and extra work in the construction of certain highway improvements.

305405 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 88-B7430-02-RP. 119th Street, Crawford Avenue to Western Avenue in the Cities of Blue Island and Chicago, and the Villages of Alsip and Merrionette Park in County Board Districts #5, 6 and 11. Final adjustment of quantities. \$175,607.00 (Deduction).

305406 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 06-B4623-01-FP. 107th Street, 88th Avenue to Roberts Road in the City of Palos Hills and unincorporated Cook County and the Forest Preserve District of Cook County in County Board District #17. Final adjustment of quantities. \$55,923.34 (Deduction).

305407 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 06-W2509-05-FP. 104th Avenue, 167th Street to 159th Street in the Village of Orland Park and

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the Forest Preserve District of Cook County in County Board District #17. Final adjustment of quantities. \$543,640.80 (Deduction).

- 305408 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 09-V6037-03-RP. Group 2-2009: Roselle Road, Devon Avenue to Wise Road; and Meacham Road, Nerge Road to Schaumburg Road in the Villages of Elk Grove, Roselle and Schaumburg in County Board District #15. Adjustment of quantities. \$202,580.44 (Addition).
- 305409 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 00-B1003-05-RP. Group 1-2009: West Bartlett Road, Spitzer Road to Illinois Route 59; and Munger Road/Naperville Road, DuPage County Line to West Bartlett Road in the City of Elgin, the Village of Bartlett and unincorporated Hanover Township in County Board District #15. Adjustment of quantities and new items. \$160,447.94 (Addition).
- 305410 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 85-W8140-01-RP. Potter Road, Dempster Street to Golf Road in the Cities of Des Plaines and Park Ridge and unincorporated Maine Township in County Board Districts #9 and 17. Adjustment of quantities and new items. \$254,499.39 (Addition).
- 305411 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 07-B7731-03-FP. 136th Street, Dixie Highway to Wood Street in the City of Blue Island and the Village of Dixmoor in County Board District #5. Adjustment of quantities and new items. \$9,491.87 (Addition).
- 305412 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 09-8STIC-30-GM. Striping Intersections and Crosswalks - 2009. Final adjustment of quantities. \$117,106.40 (Deduction).
- 305413 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 09-8PVMK-32-GM. Pavement Markings - 2009. Final adjustment of quantities. \$136,335.22 (Deduction).

Vice Chairman Gorman, seconded by Commissioner Murphy, moved the Approval of the change in plans and extra work described in Communication Nos. 305405, 305406, 305407, 305408, 305409, 305410, 305411, 305412 and 305413. The motion carried.

SECTION 2

Your Committee has considered the following item and upon adoption of this report, the recommendation is as follows:

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305414 COUNTY HIGHWAY DEPARTMENT, by Rupert F. Graham, Jr., P.E., Superintendent of Highways, submitting the Bureau of Construction's Progress Report for the month ending January 31, 2010.

Vice Chairman Gorman, seconded by Commissioner Murphy, moved to receive and file Communication No. 305414. The motion carried.

SECTION 3

Your Committee has considered the bids submitted on the item hereinafter described in accordance with the specifications prepared by the County Superintendent of Highways.

Your Committee has considered the communication from the Superintendent of Highways, submitting recommendations on the award of contract for said item, and recommends that the contract be and upon the adoption of this Report

- 1). Winnetka Road Bridge over the North
Branch Chicago River
Federal Project No.: ARA-0031 (1030)
Federal Job No.: C-91-512-09
Section 09-A9724-02BR
Village of Northfield in Cook County Board District #14
Motor Fuel Tax Fund (600-600 Account)

Contract awarded to:	Kovilic Construction Company, Inc.
	\$279,322.00

The deposit checks are ordered returned to the unsuccessful bidders at once and to the successful bidder upon the signing of the contract.

Vice Chairman Gorman, seconded by Commissioner Murphy, moved approval of the above awarded contract. The motion carried unanimously.

Commissioner Reyes moved to adjourn, seconded by Commissioner Beavers. The motion carried and the meeting was adjourned.

Respectfully submitted,

COMMITTEE ON ROADS AND BRIDGES

JOSEPH MARIO MORENO, Chairman

ATTEST: MATTHEW B. DeLEON, Secretary

Commissioner Moreno, seconded by Commissioner Murphy, moved that the Report of the Committee on Roads and Bridges be approved and adopted. **The motion carried unanimously.**

REPORT OF THE COMMITTEE ON CRIMINAL JUSTICE

March 16, 200910

Revised on March 18, 2010

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Collins, Vice Chairman Beavers and Commissioners Butler, Claypool, Daley, Gorman, Goslin, Moreno, Murphy, Peraica, Reyes, Schneider, Silvestri, Sims, Suffredin and Steele (16).

Absent: Commissioner Gainer (1).

Also Present: Patrick Driscoll - Deputy State's Attorney, Chief, Civil Actions Bureau; Jesse Reyes - Director of Social Services, Acting Chief Probation Officer; and Zelda Whittler - Under Sheriff

Ladies and Gentlemen:

Your Committee on Criminal Justice of the Board of Commissioners of Cook County met pursuant to notice on Tuesday, March 16, 2010 at the hour of 9:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and, upon adoption of this report, the recommendation is as follows:

304533 A RESOLUTION TO CONDUCT A FEASIBILITY STUDY FOR ESTABLISHING A REVOLVING BOND LOAN FUND (PROPOSED RESOLUTION) Submitting a Proposed Resolution sponsored by Earlean Collins, County Commissioner.

PROPOSED RESOLUTION

WHEREAS, Cook County is a home rule unit of local government pursuant to Article 7, Section 6(a) of the Illinois Constitution of 1970 with power to regulate those matters which pertain to it's governmental affairs; and

WHEREAS, Cook County is committed to public safety and maintaining compliance with the Federal court's Duran Decree at Cook County Jail; and

WHEREAS, the constant increase in crime due to the rapid increase in unemployment coupled with the thousands of former inmates released from prison without any job opportunities or skills to provide a living for themselves pose serious challenges to the Cook County budget to carry out our mission; and

WHEREAS, Cook County Jail has an overwhelming number of detainees who are awaiting trials for minor charges who pose no real flight risk or harm to themselves or others; and

WHEREAS, such detainees could be diverted to alternative monitoring systems outside of Cook County Jail; and

WHEREAS, when inmates are housed in Cook County Jail they lose all of their health benefits and Cook County has to shoulder the burden of the cost for health, security and other necessities which is putting a serious strain on our budget in addition to keeping Cook County from maintaining compliance with the decree; and

WHEREAS, the County will be more financially responsible if they established a Revolving Loan Fund which would loan bond amounts to persons arrested for minor crimes. Qualified persons must be employed at time of arrest, with a good work history, agree to continue to work to enter into a payback agreement plan that would allow payments of the loan to be deducted from their employment checks and sent directly to the loan fund.

NOW, THEREFORE, BE IT RESOLVED, that the Judicial Advisory Council ~~President and the Cook County Board of Commissioners~~ conduct a feasibility study for establishing a Revolving Bond Loan Fund as well as the existing Bond process for qualified arrestees awaiting trial and all other existing Bond Programs in order to eliminate the cost of housing them in jail and to ensure public safety.

***Referred to the Committee on Criminal Justice 01/12/10.**

Commissioner Murphy, seconded by Commissioner Reyes, moved to amend Communication No. 304533 indicated above with bold and underlined text. The motion to amend carried.

Commissioner Murphy, seconded by Commissioner Sims, moved to approve Communication No. 304533, as amended. The motion carried.

Commissioner Claypool voted “no” on Communication No. 304533.

**10-R-106
RESOLUTION**

Sponsored by

THE HONORABLE EARLEAN COLLINS, COUNTY COMMISSIONER

WHEREAS, Cook County is a home rule unit of local government pursuant to Article 7, Section 6(a) of the Illinois Constitution of 1970 with power to regulate those matters which pertain to it’s governmental affairs; and

WHEREAS, Cook County is committed to public safety and maintaining compliance with the Federal court’s Duran Decree at Cook County Jail; and

WHEREAS, the constant increase in crime due to the rapid increase in unemployment coupled with the thousands of former inmates released from prison without any job opportunities or skills to provide a living for themselves pose serious challenges to the Cook County budget to carry out our mission; and

WHEREAS, Cook County Jail has an overwhelming number of detainees who are awaiting trials for minor charges who pose no real flight risk or harm to themselves or others; and

WHEREAS, such detainees could be diverted to alternative monitoring systems outside of Cook County Jail; and

WHEREAS, when inmates are housed in Cook County Jail they lose all of their health benefits and Cook County has to shoulder the burden of the cost for health, security and other necessities which is putting a serious strain on our budget in addition to keeping Cook County from maintaining compliance with the decree; and

WHEREAS, the County will be more financially responsible if they established a Revolving Loan Fund which would loan bond amounts to persons arrested for minor crimes. Qualified persons must be employed at time of arrest, with a good work history, agree to continue to work to enter into a payback agreement plan that would allow payments of the loan to be deducted from their employment checks and sent directly to the loan fund.

NOW, THEREFORE, BE IT RESOLVED, that the ~~President and the Cook County Board of Commissioners~~ Judicial Advisory Council conduct a feasibility study for establishing a Revolving Bond Loan Fund as well as the existing Bond process for qualified arrestees awaiting trial and all other existing Bond Programs in order to eliminate the cost of housing them in jail and to ensure public safety.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

304534 AN AMENDMENT TO THE SUBSTITUTE ORDINANCE OF THE COOK COUNTY JAIL DIVERSION ~~PILOT~~ PROGRAM FOR ADULTS AND YOUTH (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, County Commissioner.

The following is a synopsis of the Proposed Ordinance Amendment:

PROPOSED ORDINANCE AMENDMENT

**AMENDMENT TO THE SUBSTITUTE ORDINANCE
COOK COUNTY JAIL DIVERSION ~~PILOT~~ PROGRAM
FOR ADULTS AND YOUTH**

ARTICLE I. GENERAL PROVISIONS

Section 1.1 **Short Title.**
Section 1.2 **Preamble.**

WHEREAS, the County of Cook is a home rule unit of government as defined in Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Cook County has an ongoing responsibility for protecting the health and safety of its residents and remains committed to public service that is efficient, equitable and accountable; and

WHEREAS, approximately 15% of the jail population is diagnosed with mental illness and if coupled with the population suffering with substance abuse disorder the number increases to approximately 60%. The rate of recidivism for those not receiving service intervention ranges from 60-70%; and

WHEREAS, for each non-violent offender who is diverted from incarceration Cook County saves an estimated \$1,800 per month by avoiding the cost of prosecution and court expenses not including the cost of healthcare; and

WHEREAS, it has been documented that the number of arrests, the length of jail time, as well as hospital stays among the mentally ill are substantially reduced when diversionary measures are employed that provide appropriate assessment and treatment as an alternative to incarceration; and

WHEREAS, some diversionary methods are currently employed and among the most successful are the Mental Health court, the Drug Court, the Juvenile Delinquency Screening Diversion and small programs initiated at some of Chicago's local police districts; and

WHEREAS, the establishment of a Cook County Jail Diversion ~~Pilot~~ Program, in partnership with the State of Illinois, local law enforcement, and community based mental health and social service providers, will reduce Cook County's jail population and improve the quality of mental healthcare in Cook County.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND COOK COUNTY BOARD OF COMMISSIONERS TO ESTABLISH A COOK COUNTY JAIL DIVERSION ~~PILOT~~—PROGRAM FOR MENTALLY ILL AND/OR MENTALLY ILL WITH CO-OCCURRING SUBSTANCE ABUSE DISORDER ARRESTEES.

ARTICLE II. DEFINITIONS.

Section 2.1	Definitions
Section 3.1	Purpose
Section 3.2	Scope of Program
Section 3.3	Target Population
Section 3.4	Eligibility
Section 3.5	Types of Jail Diversion Programs

ARTICLE IV. PROGRAM PREREQUISITES

Section 4.1	Intergovernmental Agreement - Memorandum of Understanding
Section 4.2	Funding

ARTICLE V. ADVISORY PANEL

Section 5.1	Purpose
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Section 5.2 Structure
Section 5.3 Responsibilities of Advisory Panel

ARTICLE VI. ESTABLISHMENT OF DATABASES

Section 6.1 Establishment of Databases

ARTICLE VII. EVALUATIONS

Section 7.1 Police Evaluations
Section 7.2 Performance Measurement Standards

ARTICLE VIII. APPLICABILITY

ARTICLE IX. SEVERABILITY

ARTICLE X. EFFECTIVE DATE

Section 10.1 Effective Date.

***Referred to the Committee on Criminal Justice 01/12/10.**

Commissioner Murphy, seconded by Commissioner Reyes, moved to ~~adopt~~ accept the Substitute Ordinance ~~amendment~~ for Communication No. 304534. The motion carried.

Substitute Ordinance ~~Amendment~~

PROPOSED ORDINANCE AMENDMENT

Sponsored by

THE HONORABLE EARLEAN COLLINS, COUNTY COMMISSIONER

AMENDMENT TO JAIL DIVERSION ~~PILOT~~ PROGRAM ORDINANCE

WHEREAS, the County of Cook is a home rule unit of government as defined in Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Cook County has an ongoing responsibility for protecting the health and safety of its residents and remains committed to public service that is efficient, equitable and accountable; and

WHEREAS, approximately 15% of the jail population is diagnosed with mental illness and if coupled with the population suffering with ~~co-occurring~~ substance abuse disorder the number increases to approximately 60%. The rate of recidivism for those not receiving service intervention ranges from 60-70%; and

WHEREAS, for each non-violent offender who is diverted from incarceration Cook County saves an estimated \$1,800 per month by avoiding the cost of prosecution and court expenses not including the cost of healthcare; and

WHEREAS, it has been documented that the number of arrests, the length of jail time, as well as hospital stays among the mentally ill are substantially reduced when diversionary measures are employed that provide appropriate assessment and treatment as an alternative to incarceration; and

WHEREAS, some diversionary methods are currently employed and among the most successful are the Mental Health court, the Drug Court, the Juvenile Delinquency Screening Diversion and small programs initiated at some of Chicago's local police districts; and

WHEREAS, the establishment of a Cook County Jail Diversion Program, in partnership with the State of Illinois, local law enforcement, and community based mental health and social service providers, will reduce Cook County's jail population and improve the quality of mental healthcare in Cook County.

NOW THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 46 Law Enforcement, Article IV, Sec. 46-171 through Sec. 46-307 of the Cook County Code is hereby amended as follows:

ARTICLE IV. JAIL DIVERSION ~~PILOT~~ PROGRAM

DIVISION 1. GENERALLY

Sec. 46-171. Short title.

This article shall be cited and may be known as the Cook County Jail Diversion ~~Pilot~~ Program for Adults and Youth.

Sec. 46-172. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Appropriate authorities. The Circuit Court of Cook County, the State's Attorney of Cook County, the Sheriff of Cook County, the Public Defender of Cook County, and local law enforcement.

Case management. The process of assisting and monitoring target population detainees in achieving their individualized treatment plan consistent with their diversion plans.

Class 4 felony. An offense for which a sentence to a term of imprisonment of one to three years in a penitentiary and/or a fine of up to \$25,000.00 or the amount specified in the offense, whichever is greater, may be imposed. (730 ILCS 5/5-8-1 and 730 ILCS 5/5-9-1)

Community based mental health service providers. Mental health service providers working within local organization and health facilities.

Co-occurring substance abuse disorder. Mentally ill detainees with addictions to alcohol, drugs and/or other chemical substances (M.I.S.A.).

Crisis intervention. To safely intervene with people in crisis in order to stabilize a crisis situation while minimizing the risk of harm to the individual and all persons involved.

Diversion. A program that diverts target population detainees from jail in accordance with standardized procedures established by the Advisory Board in conjunction with the appropriate authorities, the detainee and/or their legal representative.

Diversion plan. An individualized community based treatment and supportive service plan as an alternative to incarceration with a focus on minimizing repeat unlawful conduct.

Diverted detainee. A target population detainee who is approved by the appropriate authorities for diversion.

Felony. An offense for which a sentence to death or to a term of imprisonment in a penitentiary for one year or more is provided. (720 ILCS 5/2-7)

Mental health assessment. An examination by a licensed mental health service provider and, if applicable, by a substance abuse service provider.

Mental health service providers. Mental health service provider with expertise in providing comprehensive psychological, emotional and/or psychiatric services, in accordance with the Illinois Mental Health and Developmental Disabilities Code, 405 ILCS 5/1 et seq., and consistent with standards adopted by recognized professional mental health service provider associations including the Illinois Psychological Association.

Mentally ill. Persons who have been clinically diagnosed with a mental illness including persons with co-occurring substance abuse disorder.

Misdemeanor. Any offense for which a sentence to a term of imprisonment, other than to a penitentiary, for less than one year may be imposed (720 ILCS 5/2-11):

(1) *Class A.* An offense for which a sentence to a term of imprisonment, other than in a penitentiary, of up to one year and/or a fine of up to \$25,000.00 or the amount specified in the offense, whichever is greater, may be imposed. (730 ILCS 5/5-9-1 and 730 ILCS 5/5-8-3)

(2) *Class B.* An offense for which a sentence to a term of imprisonment, other than in a penitentiary, of up to six months and/or a fine of up to \$1,500.00 or the amount specified in the offense, whichever is greater, may be imposed. (730 ILCS 5/5-9-1 and 730 ILCS 5/5-8-3)

(3) *Class C.* An offense for which a sentence to a term of imprisonment, other than in a penitentiary, of up to 30 days and/or a fine of up to \$1,500.00 or the amount specified in the offense, whichever is greater, may be imposed. (730 ILCS 5/5-9-1 and 730 ILCS 5/5-8-3)

Post booking diversion. Diversion agreed to by the State's Attorney's Office after the arrest of a detainee as an alternative to prosecution.

Pre-booking diversion. Diversion agreed to by local law enforcement authorities prior to any formal charges being filed against a detainee.

Provider. A mental health service provider or a substance abuse service provider.

Special Court. Cook County Mental Health Court.

Substance Abuse. A pattern of harmful use of alcohol or drug use for mood altering purposes.

Substance abuse service providers. Individuals in local organizations and health facilities with expertise in providing comprehensive assessments and treatment services in accordance with the Alcoholism and Other Drug Abuse and Dependency Act, 20 ILCS 301/1 et seq., as administered by the Illinois Department of Human Services, formerly known as the Illinois Department of Alcoholism and Substance Abuse.

Target population detainees. People with mental illness, including those with co-occurring substance abuse disorder, with a primary focus on offenders within the jurisdiction of agreed upon police districts within the City of Chicago and the Village of Maywood, the jurisdiction of the Juvenile Court and misdemeanor courts of the District 4, Maywood Courthouse of the Circuit Court of the County and the jurisdiction of the Mental Health Court located at the Criminal Court Building in the City of Chicago.

Third party health coverage. Health coverage provided by a public or private reimbursement program including but not limited to Medicaid or Medicare.

Sec. 46-173. Applicability of article.

(a) As provided in Article VII, Section 6(c), of the State of Illinois Constitution of 1970, if this article conflicts with an ordinance of a municipality, the municipal ordinance shall prevail within the municipality. This article shall be enforceable within the municipal jurisdiction to the extent permitted under the statutes and constitution of the State of Illinois and of the United States of America.

(b) Nothing in this article shall be construed to compel law enforcement officers, the State's Attorney's Office, the Public Defender's Office, the Circuit Court of the County or any office or agency working with those offices in the administration of the criminal justice system to take any action which is inconsistent with the judgment and decisions of those offices or to act in a manner which is contrary to existing law. To the extent that any provision of this article requires express statutory authorization, the approval of any official or requires an agreement between the affected parties, this article shall be contingent upon such statutory authorization, approval or agreement.

Sec. 46-174. Implementation dates.

(a) Within six weeks of the passage of Ordinance No. 05-O-46 an Advisory Panel shall be appointed and approved.

(b) The Jail Diversion ~~Pilot~~ Program shall take effect six months after the creation of the Advisory Panel.

(c) The Jail Diversion ~~Pilot~~ Program shall run for a period of 18 months.

(d) Within one year after the implementation of this ~~Pilot~~ Program, the Advisory Panel shall report to the County Board regarding the number of arrestees diverted, the cost benefits to the County, the effectiveness and future viability of an expanded County wide jail diversion program.

DIVISION 2. PROGRAM ESTABLISHED

Sec. 46-201. Purpose.

The purposes of the County Jail Diversion ~~Pilot~~ Program are to:

- (1) Improve public safety by establishing partnerships and cooperative working relationships between state, federal and local units of government and community based service providers for the housing and treatment of the mentally ill population in the County.
- (2) Provide mentally ill and substance abuse offenders with improved access to the appropriate assessment and treatment services.
- (3) Reduce rates of recidivism among mentally ill and substance abuse offenders.
- (4) Reduce the jail population in the County.
- (5) Assist in maintaining compliance with the Federal consent decree on jail overcrowding.
- (6) Afford equal access to all people, without regard to race, color, sex, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status, source of income, housing, or any other protected category established by law, to alternatives to incarceration.
- (7) Improve positive relationships between target population citizens and law enforcement officers.
- (8) Ease the financial burden on County taxpayers for the cost of treatment for the aforementioned population in the County correctional system.

Sec. 46-202. Scope.

The County Board calls upon persons responsible for the administration of the criminal justice system with the County and the officials and community service providers responsible for mental health services in the State of Illinois to work together to develop improved and expanded diversion programs for person suffering from mental illness and ~~mental illness with co-occurring~~ substance abuse disorder ~~on a pilot program basis~~ in order to determine how such programs might be expanded to promote treatment as an alternative to incarceration on a broader scale within the County.

- (1) *Assessments.* Detainees who are considered for diversion must agree to undergo an individualized mental health and physical evaluation and assessment and to accept referrals for appropriate services including housing and case management. The program must be designed to reduce the number of mentally ill and substance abuse detainees entering into the County jail and afford greater opportunities for crisis intervention and essential supportive services.
- (2) *Provider service standards.* To the extent possible, Mental Health and Substance Abuse Disorder Service Providers who participate in the jail diversion program shall be those who are already receiving funds from Federal, State, County, and/or local units of governments for Mental Health and Substance Abuse Disorder services. All County funding for such services, if any, shall be performance based and any renewal shall be contingent upon the quality and quantity of service rendered the previous year. Each participating diverted detainee must have an individualized service plan which shall be developed by a licensed professional in the State in the field of mental health and substance abuse disorder. This plan must be in collaboration with the appropriate law enforcement officials and the criminal justice system when applicable. The treatment plan shall be consistent with the Illinois Mental Health and Developmental Disabilities Code, 405 ILCS 5/1 et seq., and in accordance with the Alcoholism and Other Drug Abuse and Dependency Act, 20 ILCS 301/1 et seq., standards adopted by recognized professional mental health and substance abuse service provider associations including the Illinois Psychological Association, and the Illinois Department of Human Services.

(3) *Regional crisis resources for law enforcement.* A regional 24-hour crisis intervention resource center, operated by a lead agency, shall be established to be utilized by local law enforcement when there is no available service in the impacted area. The crisis center shall assist local law enforcement, including any law enforcement crisis intervention teams, when called upon to stabilize a crisis situation involving a mentally ill and substance abuse offender. The crisis center and the crisis intervention team shall be subject to funding by the intergovernmental agreement established in accordance with provisions set forth in Division 3 of this article.

(4) *Third party health care reimbursement sources.* In those cases where a diverted detainee does not have a source of third party health coverage, the County Bureau of Health Services shall make every concerted effort to assist the diverted detainee in making application for any third party health care reimbursement.

Sec. 46-203. Target population.

The County's Jail Diversion ~~Pilot~~ Program shall focus on the following categories of detainees with a primary focus on offenders within the jurisdiction of agreed upon police districts within the City of Chicago and the Village of Maywood, the jurisdiction of the Juvenile Court and misdemeanor courts of the District 4, Maywood Courthouse of the Circuit Court of Cook County and the jurisdiction of the Mental Health Court located at the Criminal Court Building in the City of Chicago:

(1) Mentally ill detainees and substance abuse detained for Class A, B and C misdemeanors which are nonviolent.

(2) Mentally ill detainees and substance abuse detained for non-violent Class 4 felony offenses.

Sec. 46-204. Eligibility.

For pre-booking jail diversion there is no mandatory requirement that a diverted detainee first plead guilty to an offense prior to participating in a diversion program.

Sec. 46-205. Types of jail diversion programs.

(a) This jail diversion ~~pilot~~ program is designed to strengthen existing jail diversion efforts which are currently used by some local law enforcement officials such as station adjustments, peer juries, special courts, and other alternatives to incarceration.

(b) This Jail Diversion ~~Pilot~~ Program will include four types of diversion, each of which shall be subject to the approval of the appropriate authorities and have agreed-upon conditions by all parties involved, the agreement shall be tailored to particular circumstances, for which diverted detainees shall be held accountable. The four categories of diversion are as follows:

(1) *Pre-booking diversion.* Pre-booking diversion may be sought by local law enforcement for mentally ill detainees and substance abuse, booked for Class B and C misdemeanors, as often as possible. The arresting officer shall be the first line of contact and shall be encouraged to take the following basic steps prior to any official charges for minor and/or nuisance crimes:

a. Attempt to resolve any crisis without harm to the suspect, general public, or law enforcement officials.

b. Refer directly to a hospital or treatment center when appropriate.

- c. Contact parent or guardian if mentally ill and substance abuse detainee is under 17.
- d. Evaluate the situation and determine if the suspect is potentially divertible.
- e. Determine if detainee can be sent to his or her residence under conditions agreed upon by law enforcement, detainee, parent(s) or guardian, and the victim of the crime.
- f. Contact a community based mental health and substance abuse service provider when appropriate for proper assessment and referral for services.
- g. If no community based mental health and substance abuse service provider is available contact the 24-hour regional crisis center for crisis intervention.
- h. In cases where the detainee has caused injury to a person or damage to one's property, the appropriate authorities shall be encourage to explore all efforts for restitution as a condition of pre-booking diversion.
- i. Complete a detailed incident report.

(2) *Post-booking diversion.* This category of diversion may be sought by the State's Attorney for mentally ill and substance abuse detainees who are detained for crimes that constitute Class A misdemeanors and Class 4 felonies and which are nonviolent. The State's Attorney may seek a pre-arraignment investigation which may include, but need not be limited to, assessment by a mental health and substance abuse service provider to determine whether the suspect is eligible for diversion. If a diversion plan is agreed upon by all parties involved, it may include a requirement that the diverted detainee adhere to an individualized treatment and service plan developed by an appropriate clinician, provision for restitution with respect to injuries or property damage caused by the diverted detainee and may identify a case manager who shall monitor the diverted detainee's compliance with the diversion plan and report on such compliance as required in the diversion plan.

(3) *Pre-trial diversion to special courts.* This level shall continue to emphasize proper assessment and speedy trials for those detainees who have been diagnosed by the appropriate clinicians as being mentally ill or ~~mentally ill with co-occurring~~ substance abuse disorders. If a detainee has been diagnosed as being mentally ill or ~~diagnosed with mentally ill with co-occurring~~ substance abuse disorders and is held over for trial the detainee shall have immediate access to the appropriate treatment services. The case should be referred to the appropriate special courts for a speedy trial. This category of diversion is subject to the approval of the court.

(4) *Post-adjudication diversion.*

a. This category of diversion is for persons adjudicated guilty of an offense by the courts. In cases where a person has also been found, by a licensed clinician, as being mentally ill and suffering with substance abuse it has been agreed on by the courts that a diversion plan may be developed, that person shall be eligible for immediate treatment.

b. This category of diversion consists of dispositions in the Juvenile Court and the misdemeanor courts within the jurisdiction of the District 4, Maywood Courthouse of the Circuit Court of Cook County and the Mental Health Court. In appropriate cases as ordered by the court, a diversion plan may be developed as a condition of a defendant's probation or supervision. The court may consider assignment of a case manager to monitor the defendant's compliance with the diversion plan and may require notification of the arresting law enforcement agency or other parties prior to the defendant's release from custody or discharge from hospitalization for mental health or substance abuse treatment.

(c) *Resumption of prosecution.* Failure to comply with the diversion plan shall subject the diverted detainee to further prosecution.

Sec. 46-206. Crisis intervention training.

The intergovernmental agreement shall explore funding and promotion of training opportunities for law enforcement and service providers with respect to crisis intervention involving persons with mental illness and substance abuse which shall include recognition of mental illness and substance abusers, knowledge of available local resources and the use of less than lethal force.

Sec. 46-207. Confidentiality.

The rules of confidentiality, as set forth under the Illinois Mental Health and Developmental Disabilities Code and Alcoholism and Other Drug Abuse and Dependency Act and other applicable State, Federal and local laws, shall be adhered to.

DIVISION 3. PROGRAM PREREQUISITES

Sec. 46-231. Intergovernmental agreement; memorandum of understanding.

In order to implement the Jail Diversion ~~Pilot~~ Program, the County Board requests that one or more Memoranda of Understanding (MOU) or Intergovernmental Agreements be developed between the appropriate authorities including, but not limited to, the County of Cook, the State of Illinois, the Circuit Court of Cook County, the State's Attorney of Cook County, the Sheriff of Cook County and participating units of local government on behalf of their respective police departments. The agreements shall address the following:

- (1) The roles of the State of Illinois, the County of Cook, and community mental health (708) boards in funding and providing services for the target population detainees in the County.
- (2) The feasibility of improved service coverage for diverted detainees through shared resources.
- (3) The establishment and funding of a 24-hour Crisis Intervention Center to assist police departments with crises involving mentally ill offenders.
- (4) Standardized policies and procedures to ensure equal opportunity for all mentally ill and ~~mentally ill with co-occurring~~ substance abuse disorder population to participate in a diversion program not withstanding their place of residence.

Sec. 46-232. Funding.

Mental health and substance abuse service providers participating in the County Jail ~~Pilot~~ Diversion Program shall seek reimbursement for their services from third party reimbursement sources (i.e. Kidcare, Medicare/Medicaid, and/or private insurance entities) and, where applicable, may be compensated through federal, state and local grants. Subject to the appropriation and availability of funds and to the enactment of an ordinance establishing programmatic requirements, the County shall create a revolving loan fund program to assist community based providers with cash flow problems resulting from delays in reimbursement for diverted detainees from third party reimbursement sources. Service providers shall not be eligible to apply for a revolving loan fund unless reimbursement from the third party reimbursement source is at least 45 days late.

DIVISION 4. ADVISORY PANEL

Sec. 46-256. Purpose.

- (a) The purpose of the Advisory Panel is to establish a strong advocacy and resource group to enhance the County's effort to improve the quality of mental health services for the mentally ill and substance abuse population in the County and to reduce this population in our the County jail.
- (b) The 13-member panel shall be composed of persons with expertise in law enforcement, criminal justice, assessment and treatment of the mentally ill and substance abuse population.

Sec. 46-257. Structure.

- (a) A 13-member Advisory Panel is established to report to the County Board regarding the implementation and evaluation of the County Jail Diversion ~~Pilot~~ Program.
- (b) The Advisory Panel shall consist of 13 members as follows: one appointed by the Chief Judge, one appointed by the Cook County Sheriff, two appointed by the State's Attorney, one appointed by the Public Defender, two appointed by the City of Chicago, one appointed by the Village of Maywood, and five appointed by the President of the County Board from among the following: one selected from the Bureau of Health Services, one selected from University of Illinois Jane Addams School of Social Work, one selected from Illinois Community Mental Health Providers Association, and two selected from Consumer Organizations with one representing mental health.
- (c) This Advisory Panel's composition will reflect the demographics of the County as a whole. The panel shall select officers from among its membership.

Sec. 46-258. Responsibilities.

The Advisory Panel shall:

- (1) Recommend administrative policies and procedures for implementation of the County Jail Diversion Program.
- (2) Identify current federal and state funding resources for services to the mentally ill and substance abuse detainee population.
- (3) Develop a feasibility study to determine the availability of essential mental health and substance abuse disorder services at the community level to ensure a successful mental health and substance abuse diversion program for both youth and adults.
- (4) Recommend a structure for maximizing the use of existing resources and making them readily available to law enforcement for appropriate referrals.
- (5) Assist in establishing a collaborative relationship between the State, the County, local municipalities and local community based mental health and substance abuse disorder service providers with emphasis on mutual goals, shared responsibilities and benefits.
- (6) Review existing training curriculum for law enforcement officials and make recommendations for change to enhance their ability, where needed, to identify mentally ill and substance abuse detainees.
- (7) Establish criteria for measuring the outcome of the program.
- (8) Devise a plan for minimizing cost through service integration and coordination.
- (9) Lobby Federal and State governments to improve funding resources for Jail Diversion Program services.
- (10) Request that the County apply for grants for support staff to the Advisory Panel.
- (11) Recommend procedures to ensure nondiscriminatory opportunities for Detainees to participate in a diversion program.

DIVISION 5. DATABASES

Sec. 46-281. Establishment of.

Law enforcement, the State's Attorney's Office and the Probation Department are requested to maintain a data base of information regarding persons who have been diverted by their respective agencies in order to assist in identifying "repeat" offenders who may have been previously diagnosed with a mental illness and/or mental illness with co-occurring substance abuse disorder.

DIVISION 6. EVALUATIONS

Sec. 46-306. Police evaluations.

Law enforcement is encouraged to include the following criteria for evaluation of police response to crises involving mentally ill and substance abuse offenders. Evaluations of police responses should be consistently conducted on a case-by-case basis to determine the quality of the processes that law enforcement use to respond to mentally ill and substance abuse detainees. Evaluation Criteria should include, but not be limited to, the following:

- (1) Was there any significant violence or harm done to the subject, the general public or law enforcement officials during the process of apprehension?
- (2) Was the crisis resolved on the scene? At the police station? Or elsewhere?
- (3) Were family members alerted and included in the problem resolution process?
- (4) Was the detainee transported or referred to the appropriate service provider when warranted?
- (5) Was the detainee formally incarcerated? If so, for what length of time?
- (6) Did law enforcement take advantage of community-based resources and were the resources readily available as well as suitable for the situation?
- (7) Was this a "repeat encounter" with the detainee within a year, six months, 90 days, or 45 days?

Sec. 46-307. Performance measurement standards.

In providing funding for provider services relating to mentally ill and substance abuse detainees, the County may consider:

- (1) Performance measurements for mental health service providers as recommended by the County Bureau of Health Services consistent with the Illinois Mental Health and Developmental Disabilities Code and standards of professional organizations including, but not limited to, the Illinois Psychological Association and the National Association of Clinical Social Workers.
- (2) Performance measurements for substance abuse service providers as recommended by the County Bureau of Health Services consistent with standards as set forth by the Illinois Department of Human Services, formerly known as the Illinois Department of Alcoholism and Substance Abuse.
- (3) Performance measurement criteria shall include, but shall not be limited to, the following:

- a. Case management.
- b. Total number of detainees seen per quarter.
- c. Number of appointments made by detainee and percentage of those kept.
- d. Documentation that confirms detainees living arrangements.
- e. The amount of periodic follow-up conducted with family-based detainees to determine if basic needs were being met.
- f. Current and accurate detainee records that are available for review by any appropriate governmental agency.
- g. Rate of recidivism.
- h. Progress report of the detainee's efforts in accordance with the individualized treatment plan.

Effective Date: This amended ordinance shall be in effect immediately upon adoption.

Commissioner Murphy, seconded by Commissioner Reyes, moved to approve Substitute Communication No. 304534. The motion carried.

Commissioner Butler voted “no” on Communication No. 304534.

**10-O-15
ORDINANCE**

Sponsored by

THE HONORABLE EARLEAN COLLINS, COUNTY COMMISSIONER

**AMENDMENT TO THE SUBSTITUTE ORDINANCE
COOK COUNTY JAIL DIVERSION ~~PILOT~~ PROGRAM FOR ADULTS AND YOUTH**

ARTICLE I. GENERAL PROVISIONS

Section 1.1 Short Title.

This Ordinance shall be cited and known as the “Cook County Jail Diversion ~~Pilot~~ Program For Adults and Youth”.

Section 1.2 Preamble.

WHEREAS, the County of Cook is a home rule unit of government as defined in Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Cook County has an ongoing responsibility for protecting the health and safety of its residents and remains committed to public service that is efficient, equitable and accountable; and

WHEREAS, approximately 15% of the jail population is diagnosed with mental illness and if coupled with the population suffering with ~~co-occurring~~ substance abuse disorder the number increases to approximately 60%. The rate of recidivism for those not receiving service intervention ranges from 60-70%; and

WHEREAS, for each non-violent offender who is diverted from incarceration Cook County saves an estimated \$1,800 per month by avoiding the cost of prosecution and court expenses not including the cost of healthcare; and

WHEREAS, it has been documented that the number of arrests, the length of jail time, as well as hospital stays among the mentally ill are substantially reduced when diversionary measures are employed that provide appropriate assessment and treatment as an alternative to incarceration; and

WHEREAS, some diversionary methods are currently employed and among the most successful are the Mental Health court, the Drug Court, the Juvenile Delinquency Screening Diversion and small programs initiated at some of Chicago's local police districts; and

WHEREAS, the establishment of a Cook County Jail Diversion Program, in partnership with the State of Illinois, local law enforcement, and community based mental health and social service providers, will reduce Cook County's jail population and improve the quality of mental healthcare in Cook County.

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 46 Law Enforcement, Article IV, Sections 46-171 through 46-307 of the Cook County Code are hereby amended as follows:

ARTICLE IV. JAIL DIVERSION ~~PILOT~~ PROGRAM

DIVISION 1. GENERALLY

Sec. 46-171. Short title.

This article shall be cited and may be known as the Cook County Jail Diversion ~~Pilot~~ Program for Adults and Youth.

Sec. 46-172. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Appropriate authorities. The Circuit Court of Cook County, the State's Attorney of Cook County, the Sheriff of Cook County, the Public Defender of Cook County, and local law enforcement.

Case management. The process of assisting and monitoring target population detainees in achieving their individualized treatment plan consistent with their diversion plans.

Class 4 felony. An offense for which a sentence to a term of imprisonment of one to three years in a penitentiary and/or a fine of up to \$25,000.00 or the amount specified in the offense, whichever is greater, may be imposed. (730 ILCS 5/5-8-1 and 730 ILCS 5/5-9-1)

Community based mental health service providers. Mental health service providers working within local organization and health facilities.

Co-occurring substance abuse disorder. Mentally ill detainees with addictions to alcohol, drugs and/or other chemical substances (M.I.S.A.).

Crisis intervention. To safely intervene with people in crisis in order to stabilize a crisis situation while minimizing the risk of harm to the individual and all persons involved.

Diversion. A program that diverts target population detainees from jail in accordance with standardized procedures established by the Advisory Board in conjunction with the appropriate authorities, the detainee and/or their legal representative.

Diversion plan. An individualized community based treatment and supportive service plan as an alternative to incarceration with a focus on minimizing repeat unlawful conduct.

Diverted detainee. A target population detainee who is approved by the appropriate authorities for diversion.

Felony. An offense for which a sentence to death or to a term of imprisonment in a penitentiary for one year or more is provided. (720 ILCS 5/2-7)

Mental health assessment. An examination by a licensed mental health service provider and, if applicable, by a substance abuse service provider.

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- (1) *Class A.* An offense for which a sentence to a term of imprisonment, other than in a penitentiary, of up to one year and/or a fine of up to \$25,000.00 or the amount specified in the offense, whichever is greater, may be imposed. (730 ILCS 5/5-9-1 and 730 ILCS 5/5-8-3)
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Provider. A mental health service provider or a substance abuse service provider.

Special Court. Cook County Mental Health Court.

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(a) As provided in Article VII, Section 6(c), of the State of Illinois Constitution of 1970, if this article conflicts with an ordinance of a municipality, the municipal ordinance shall prevail within the municipality. This article shall be enforceable within the municipal jurisdiction to the extent permitted under the statutes and constitution of the State of Illinois and of the United States of America.

(b) Nothing in this article shall be construed to compel law enforcement officers, the State's Attorney's Office, the Public Defender's Office, the Circuit Court of the County or any office or agency working with those offices in the administration of the criminal justice system to take any action which is inconsistent with the judgment and decisions of those offices or to act in a manner which is contrary to existing law. To the extent that any provision of this article requires express statutory authorization, the approval of any official or requires an agreement between the affected parties, this article shall be contingent upon such statutory authorization, approval or agreement.

Sec. 46-174. Implementation dates.

(a) Within six weeks of the passage of Ordinance No. 05-O-46 an Advisory Panel shall be appointed and approved.

(b) The Jail Diversion ~~Pilot~~ Program shall take effect six months after the creation of the Advisory Panel.

(c) The Jail Diversion ~~Pilot~~ Program shall run for a period of 18 months.

(d) Within one year after the implementation of this ~~Pilot~~ Program, the Advisory Panel shall report to the County Board regarding the number of arrestees diverted, the cost benefits to the County, the effectiveness and future viability of an expanded County wide jail diversion program.

DIVISION 2. PROGRAM ESTABLISHED

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- (1) Improve public safety by establishing partnerships and cooperative working relationships between state, federal and local units of government and community based service providers for the housing and treatment of the mentally ill population in the County.
- (2) Provide mentally ill and substance abuse offenders with improved access to the appropriate assessment and treatment services.
- (3) Reduce rates of recidivism among mentally ill and substance abuse offenders.
- (4) Reduce the jail population in the County.
- (5) Assist in maintaining compliance with the Federal consent decree on jail overcrowding.
- (6) Afford equal access to all people, without regard to race, color, sex, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military discharge status, source of income, housing, or any other protected category established by law, to alternatives to incarceration.
- (7) Improve positive relationships between target population citizens and law enforcement officers.
- (8) Ease the financial burden on County taxpayers for the cost of treatment for the aforementioned population in the County correctional system.

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The County Board calls upon persons responsible for the administration of the criminal justice system with the County and the officials and community service providers responsible for mental health services in the State of Illinois to work together to develop improved and expanded diversion programs for person suffering from mental illness and ~~mental illness with co-occurring~~ substance abuse disorder ~~on a pilot program basis~~ in order to determine how such programs might be expanded to promote treatment as an alternative to incarceration on a broader scale within the County.

- (1) *Assessments.* Detainees who are considered for diversion must agree to undergo an individualized mental health and physical evaluation and assessment and to accept referrals for appropriate services including housing and case management. The program must be designed to reduce the number of mentally ill and substance abuse detainees entering into the County jail and afford greater opportunities for crisis intervention and essential supportive services.

- (2) *Provider service standards.* To the extent possible, Mental Health and Substance Abuse Disorder Service Providers who participate in the jail diversion program shall be those who are already receiving funds from Federal, State, County, and/or local units of governments for Mental Health and Substance Abuse Disorder services. All County funding for such services, if any, shall be performance based and any renewal shall be contingent upon the quality and quantity of service rendered the previous year. Each participating diverted detainee must have an individualized service plan which shall be developed by a licensed professional in the State in the field of mental health and substance abuse disorder. This plan must be in collaboration with the appropriate law enforcement officials and the criminal justice system when applicable. The treatment plan shall be consistent with the Illinois Mental Health and Developmental Disabilities Code, 405 ILCS 5/1 et seq., and in accordance with the Alcoholism and Other Drug Abuse and Dependency Act, 20 ILCS 301/1 et seq., standards adopted by recognized professional mental health and substance abuse service provider associations including the Illinois Psychological Association, and the Illinois Department of Human Services.
- (3) *Regional crisis resources for law enforcement.* A regional 24-hour crisis intervention resource center, operated by a lead agency, shall be established to be utilized by local law enforcement when there is no available service in the impacted area. The crisis center shall assist local law enforcement, including any law enforcement crisis intervention teams, when called upon to stabilize a crisis situation involving a mentally ill and substance abuse offender. The crisis center and the crisis intervention team shall be subject to funding by the intergovernmental agreement established in accordance with provisions set forth in Division 3 of this article.
- (4) *Third party health care reimbursement sources.* In those cases where a diverted detainee does not have a source of third party health coverage, the County Bureau of Health Services shall make every concerted effort to assist the diverted detainee in making application for any third party health care reimbursement.

Sec. 46-203. Target population.

The County's Jail Diversion ~~Pilot~~ Program shall focus on the following categories of detainees with a primary focus on offenders within the jurisdiction of agreed upon police districts within the City of Chicago and the Village of Maywood, the jurisdiction of the Juvenile Court and misdemeanor courts of the District 4, Maywood Courthouse of the Circuit Court of Cook County and the jurisdiction of the Mental Health Court located at the Criminal Court Building in the City of Chicago:

- (1) Mentally ill detainees and substance abuse detained for Class A, B and C misdemeanors which are nonviolent.
- (2) Mentally ill detainees and substance abuse detained for non-violent Class 4 felony offenses.

Sec. 46-204. Eligibility.

For pre-booking jail diversion there is no mandatory requirement that a diverted detainee first plead guilty to an offense prior to participating in a diversion program.

Sec. 46-205. Types of jail diversion programs.

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(a) This Jail Diversion ~~pilot~~ Program is designed to strengthen existing jail diversion efforts which are currently used by some local law enforcement officials such as station adjustments, peer juries, special courts, and other alternatives to incarceration.

(b) This Jail Diversion ~~Pilot~~ Program will include four types of diversion, each of which shall be subject to the approval of the appropriate authorities and have agreed-upon conditions by all parties involved, the agreement shall be tailored to particular circumstances, for which diverted detainees shall be held accountable. The four categories of diversion are as follows:

- (1) *Pre-booking diversion.* Pre-booking diversion may be sought by local law enforcement for mentally ill detainees and substance abuse, booked for Class B and C misdemeanors, as often as possible. The arresting officer shall be the first line of contact and shall be encouraged to take the following basic steps prior to any official charges for minor and/or nuisance crimes:
 - a. Attempt to resolve any crisis without harm to the suspect, general public, or law enforcement officials.
 - b. Refer directly to a hospital or treatment center when appropriate.
 - c. Contact parent or guardian if mentally ill and substance abuse detainee is under 17.
 - d. Evaluate the situation and determine if the suspect is potentially divertible.
 - e. Determine if detainee can be sent to his or her residence under conditions agreed upon by law enforcement, detainee, parent(s) or guardian, and the victim of the crime.
 - f. Contact a community based mental health and substance abuse service provider when appropriate for proper assessment and referral for services.
 - g. If no community based mental health and substance abuse service provider is available contact the 24-hour regional crisis center for crisis intervention.
 - h. In cases where the detainee has caused injury to a person or damage to one's property, the appropriate authorities shall be encourage to explore all efforts for restitution as a condition of pre-booking diversion.
 - i. Complete a detailed incident report.
- (2) *Post-booking diversion.* This category of diversion may be sought by the State's Attorney for mentally ill and substance abuse detainees who are detained for crimes that constitute Class A misdemeanors and Class 4 felonies and which are nonviolent. The State's Attorney may seek a pre-arraignment investigation which may include, but need not be limited to, assessment by a mental health and substance abuse service provider to determine whether the suspect is eligible for diversion. If a diversion plan is agreed upon by all parties involved, it may include a requirement that the diverted detainee adhere to an individualized treatment and service plan developed by an appropriate clinician, provision for restitution with respect to injuries or property damage caused by the diverted detainee and may identify a case manager who shall monitor the diverted

detainee's compliance with the diversion plan and report on such compliance as required in the diversion plan.

- (3) *Pre-trial diversion to special courts.* This level shall continue to emphasize proper assessment and speedy trials for those detainees who have been diagnosed by the appropriate clinicians as being mentally ill or ~~mentally ill with co-occurring~~ substance abuse disorders. If a detainee has been diagnosed as being mentally ill or diagnosed with mentally ill with co-occurring substance abuse disorders and is held over for trial the detainee shall have immediate access to the appropriate treatment services. The case should be referred to the appropriate special courts for a speedy trial. This category of diversion is subject to the approval of the court.
- (4) *Post-adjudication diversion.*
- a. This category of diversion is for persons adjudicated guilty of an offense by the courts. In cases where a person has also been found, by a licensed clinician, as being mentally ill and suffering with substance abuse it has been agreed on by the courts that a diversion plan may be developed, that person shall be eligible for immediate treatment.
- b. This category of diversion consists of dispositions in the Juvenile Court and the misdemeanor courts within the jurisdiction of the District 4, Maywood Courthouse of the Circuit Court of Cook County and the Mental Health Court. In appropriate cases as ordered by the court, a diversion plan may be developed as a condition of a defendant's probation or supervision. The court may consider assignment of a case manager to monitor the defendant's compliance with the diversion plan and may require notification of the arresting law enforcement agency or other parties prior to the defendant's release from custody or discharge from hospitalization for mental health or substance abuse treatment.
- (c) *Resumption of prosecution.* Failure to comply with the diversion plan shall subject the diverted detainee to further prosecution.

Sec. 46-206. Crisis intervention training.

The intergovernmental agreement shall explore funding and promotion of training opportunities for law enforcement and service providers with respect to crisis intervention involving persons with mental illness and substance abuse which shall include recognition of mental illness and substance abusers, knowledge of available local resources and the use of less than lethal force.

Sec. 46-207. Confidentiality.

The rules of confidentiality, as set forth under the Illinois Mental Health and Developmental Disabilities Code and Alcoholism and Other Drug Abuse and Dependency Act and other applicable State, Federal and local laws, shall be adhered to.

DIVISION 3. PROGRAM PREREQUISITES

Sec. 46-231. Intergovernmental agreement; memorandum of understanding.

In order to implement the Jail Diversion ~~Pilot~~ Program, the County Board requests that one or more Memoranda of Understanding (MOU) or Intergovernmental Agreements be developed between the appropriate authorities including, but not limited to, the County of Cook, the State of Illinois, the Circuit Court of Cook County, the State's Attorney of Cook County, the Sheriff of Cook County and participating units of local government on behalf of their respective police departments. The agreements shall address the following:

- (1) The roles of the State of Illinois, the County of Cook, and community mental health (708) boards in funding and providing services for the target population detainees in the County.
- (2) The feasibility of improved service coverage for diverted detainees through shared resources.
- (3) The establishment and funding of a 24-hour Crisis Intervention Center to assist police departments with crises involving mentally ill offenders.
- (4) Standardized policies and procedures to ensure equal opportunity for all mentally ill and ~~mentally ill with co-occurring~~ substance abuse disorder population to participate in a diversion program not withstanding their place of residence.

Sec. 46-232. Funding.

Mental health and substance abuse service providers participating in the County Jail ~~Pilot~~ Diversion Program shall seek reimbursement for their services from third party reimbursement sources (i.e. Kidcare, Medicare/Medicaid, and/or private insurance entities) and, where applicable, may be compensated through federal, state and local grants. Subject to the appropriation and availability of funds and to the enactment of an ordinance establishing programmatic requirements, the County shall create a revolving loan fund program to assist community based providers with cash flow problems resulting from delays in reimbursement for diverted detainees from third party reimbursement sources. Service providers shall not be eligible to apply for a revolving loan fund unless reimbursement from the third party reimbursement source is at least 45 days late.

DIVISION 4. ADVISORY PANEL

Sec. 46-256. Purpose.

(a) The purpose of the Advisory Panel is to establish a strong advocacy and resource group to enhance the County's effort to improve the quality of mental health services for the mentally ill and substance abuse population in the County and to reduce this population in our the County jail.

(b) The 13-member panel shall be composed of persons with expertise in law enforcement, criminal justice, assessment and treatment of the mentally ill and substance abuse population.

Sec. 46-257. Structure.

(a) A 13-member Advisory Panel is established to report to the County Board regarding the implementation and evaluation of the County Jail Diversion ~~Pilot~~ Program.

(b) The Advisory Panel shall consist of 13 members as follows: one appointed by the Chief Judge, one appointed by the Cook County Sheriff, two appointed by the State's Attorney, one appointed

by the Public Defender, two appointed by the City of Chicago, one appointed by the Village of Maywood, and five appointed by the President of the County Board from among the following: one selected from the Bureau of Health Services, one selected from University of Illinois Jane Addams School of Social Work, one selected from Illinois Community Mental Health Providers Association, and two selected from Consumer Organizations with one representing mental health.

(c) This Advisory Panel's composition will reflect the demographics of the County as a whole. The panel shall select officers from among its membership.

Sec. 46-258. Responsibilities.

The Advisory Panel shall:

- (1) Recommend administrative policies and procedures for implementation of the County Jail Diversion Program.
- (2) Identify current federal and state funding resources for services to the mentally ill and substance abuse detainee population.
- (3) Develop a feasibility study to determine the availability of essential mental health and substance abuse disorder services at the community level to ensure a successful mental health and substance abuse diversion program for both youth and adults.
- (4) Recommend a structure for maximizing the use of existing resources and making them readily available to law enforcement for appropriate referrals.
- (5) Assist in establishing a collaborative relationship between the State, the County, local municipalities and local community based mental health and substance abuse disorder service providers with emphasis on mutual goals, shared responsibilities and benefits.
- (6) Review existing training curriculum for law enforcement officials and make recommendations for change to enhance their ability, where needed, to identify mentally ill and substance abuse detainees.
- (7) Establish criteria for measuring the outcome of the program.
- (8) Devise a plan for minimizing cost through service integration and coordination.
- (9) Lobby Federal and State governments to improve funding resources for Jail Diversion Program services.
- (10) Request that the County apply for grants for support staff to the Advisory Panel.
- (11) Recommend procedures to ensure nondiscriminatory opportunities for Detainees to participate in a diversion program.

DIVISION 5. DATABASES

Sec. 46-281. Establishment of.

Law enforcement, the State's Attorney's Office and the Probation Department are requested to maintain a data base of information regarding persons who have been diverted by their respective agencies in order to assist in identifying "repeat" offenders who may have been previously diagnosed with a mental illness and/or mental illness with co-occurring substance abuse disorder.

DIVISION 6. EVALUATIONS

Sec. 46-306. Police evaluations.

Law enforcement is encouraged to include the following criteria for evaluation of police response to crises involving mentally ill and substance abuse offenders. Evaluations of police responses should be consistently conducted on a case-by-case basis to determine the quality of the processes that law enforcement use to respond to mentally ill and substance abuse detainees. Evaluation Criteria should include, but not be limited to, the following:

- (1) Was there any significant violence or harm done to the subject, the general public or law enforcement officials during the process of apprehension?
- (2) Was the crisis resolved on the scene? At the police station? Or elsewhere?
- (3) Were family members alerted and included in the problem resolution process?
- (4) Was the detainee transported or referred to the appropriate service provider when warranted?
- (5) Was the detainee formally incarcerated? If so, for what length of time?
- (6) Did law enforcement take advantage of community-based resources and were the resources readily available as well as suitable for the situation?
- (7) Was this a "repeat encounter" with the detainee within a year, six months, 90 days, or 45 days?

Sec. 46-307. Performance measurement standards.

In providing funding for provider services relating to mentally ill and substance abuse detainees, the County may consider:

- (1) Performance measurements for mental health service providers as recommended by the County Bureau of Health Services consistent with the Illinois Mental Health and Developmental Disabilities Code and standards of professional organizations including, but not limited to, the Illinois Psychological Association and the National Association of Clinical Social Workers.
- (2) Performance measurements for substance abuse service providers as recommended by the County Bureau of Health Services consistent with standards as set forth by the Illinois Department of Human Services, formerly known as the Illinois Department of Alcoholism and Substance Abuse.
- (3) Performance measurement criteria shall include, but shall not be limited to, the following:

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- a. Case management.
- b. Total number of detainees seen per quarter.
- c. Number of appointments made by detainee and percentage of those kept.
- d. Documentation that confirms detainees living arrangements.
- e. The amount of periodic follow-up conducted with family-based detainees to determine if basic needs were being met.
- f. Current and accurate detainee records that are available for review by any appropriate governmental agency.
- g. Rate of recidivism.
- h. Progress report of the detainee's efforts in accordance with the individualized treatment plan.

Effective Date: This Amended Ordinance shall be in effect immediately upon adoption.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

304536 AN AMENDMENT TO THE CANNABIS POSSESSION ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Earlean Collins, County Commissioner.

PROPOSED ORDINANCE AMENDMENT

CANNABIS POSSESSION

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 58, Offenses and Miscellaneous Provisions, Article VI, Offenses Against Public Peace, Section 58-170 of the Cook County Code is hereby amended as follows:

ARTICLE VI. OFFENSES AGAINST THE PUBLIC PEACE

Sec. 58-170. Possession of cannabis.

(a) *Definitions.* All terms and phrases used herein shall have the same meaning as ascribed to them in the Cannabis Control Act (720 ILCS 550/1 et seq.); except the term "person" is limited to natural persons who have attained the age of seventeen (17) years or more.

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(b) *Offense of possession of cannabis.* A person commits the offense of possession of cannabis within the unincorporated area of Cook County or areas of enforcement by the Cook County Sheriff's Office by knowingly possessing ten (10) grams or less of any substance containing cannabis unless permitted or authorized to do so pursuant to the Cannabis Control Act (720 ILCS 550/1 et seq.).

(c) *Violations, Penalties.*

(1) Any person violating subsection (b) shall be subject to a mandatory fine of not less than two hundred dollars (\$200.00).

(2) Any motor vehicle which is used in any manner to facilitate the possession of cannabis in violation of subsection (b) shall be subject to seizure and impoundment pursuant to Section 58-164.

(d) *Administrative adjudication.* Any person issued a notice of violation for violation of subsection (b) of this Section may request an administrative hearing in accordance with Chapter 2 Administration, Article IX, Administrative Hearings of this Code.

***Referred to the Committee on Criminal Justice 01/12/10.**

Vice Chairman Beavers, seconded by Commissioner Murphy, moved to approve Communication No. 304536. Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

ROLL CALL ON MOTION TO APPROVE COMMUNICATION NO. 304536

Yeas: Chairman Collins, Vice Chairman Beavers, Commissioners Peraica, Steele and Suffredin (5).

Nays: Commissioners Butler, Claypool, Daley, Gorman, Goslin, Moreno, Murphy, Reyes, Schneider and Silvestri (10).

Absent: Commissioners Gainer and Sims (2).

The motion to Approve Communication No. 304536 FAILED.

Chairman Collins asked the Secretary to the Board to call upon the registered public speaker, in accordance with Cook County Code, Sec. 2-108(dd):

PUBLIC SPEAKER:

1. George Blakemore - Concerned Citizen

Commissioner Silvestri moved to adjourn the meeting, seconded by Commissioner Gorman. The motion carried and the meeting was adjourned.

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTIONS
WITH REGARD TO THE MATTERS NAMED HEREIN:**

Communication No. 304533

Approved, as Amended

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Communication No. 304534

Substitute Approved, as Amended

Communication No. 304536

~~Failed~~ Not Approved

Respectfully submitted,

COMMITTEE ON CRIMINAL JUSTICE

EARLEAN COLLINS, Chairman

ATTEST: MATTHEW B. DeLEON, Secretary

Commissioner Collins, seconded by Commissioner Steele, moved that the Report of the Committee on Criminal Justice be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE FINANCE REAL ESTATE AND BUSINESS
AND ECONOMIC DEVELOPMENT SUBCOMMITTEE**

March 3, February 9, 2010 Revised

The Honorable,
The Board of Commissioners of Cook County

ATTENDANCE

Present: Chairman Goslin, Vice Chairman Beavers, Commissioners Butler, Gorman Reyes and Schneider (6).

Absent: Commissioners Moreno, Peraica and Steele (3).

Also Present: John P. Schneider - Director of Economic Development

Ladies and Gentlemen:

Your Committee on Real Estate and Business and Economic Development Subcommittee of the Board of Commissioners of Cook County met pursuant to notice on Wednesday, March 3, 2010 ~~February 9, 2009~~ at the hour of 11:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Chairman Goslin asked, John P. Schneider, Director of the Department of Economic Development, to provide an overview of the Comprehensive Economic Development Strategy (CEDS) of the Cook County Economic Development Advisory Committee pertaining to the County.

Your Committee has considered the following item and upon adoption of this report, the recommendation is as follows:

305006 DEPARTMENT OF PLANNING AND DEVELOPMENT, Maurice S. Jones, Director.
Transmitting a Communication dated January 19, 2010:

request to refer to Subcommittee the approval of the 2009 update of the Comprehensive Economic Development Strategy (CEDS) of the Cook County Economic Development Advisory Committee.

We found CEDS to fulfill its function to report on the previous year's economic activities and effectiveness, to identify changes and trends in the region's economic conditions, and to present the economic development goals and activities for the coming year.

CEDS meet the requirements of the Economic Development Administration (EDA) to qualify Cook County, Chicago and suburban jurisdictions within its boundaries as eligible to apply for EDA funding of economic development projects.

***Referred to the Real Estate and Business and Economic Development Subcommittee on 02/09/10.**

Commissioner Schneider, seconded by Vice-Chairman Beavers, moved to approve Communication No. 305006. The motion carried.

Mr. Schneider commented on the 2009 update of the Comprehensive Economic Development Strategy. He stated that this document will make Cook County eligible to apply for funds from the federal Economic Development Administration.

He further stated the federal government requires the Department of Planning and Development to give an account of the declining sales, effects of unemployment and abandonment of properties in Cook County and the entire Northern Illinois region. These figures cover municipalities and townships and are included in the document. The Comprehensive Economic Development Strategy meets the requirements of the Economic Development Administration (EDA) to qualify Cook County, Chicago and suburban jurisdictions within its boundaries as eligible to apply for EDA funding for economic development projects. This document will be submitted to the Economic Development Administration (EDA) for review and approval.

Commissioner Reyes, seconded by Commissioner Schneider, moved to adjourn the meeting. The motion carried.

PUBLIC SPEAKER:

1) George Blakemore – Concerned Citizen

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTER NAMED HEREIN:**

Communication No. 305006

Approved

Respectfully submitted,

REAL ESTATE AND BUSINESS AND ECONOMIC DEVELOPMENT SUBCOMMITTEE

GREGG GOSLIN, Chairman

ATTEST: MATTHEW B. DeLEON, Secretary

Commissioner Goslin, seconded by Commissioner Steele, moved that the Report of the Real Estate and Economic Development Subcommittee be approved and adopted. **The motion carried unanimously.**

ANIMAL CONTROL DEPARTMENT

CONTRACT RENEWAL

Transmitting a Communication, dated February 4, 2010 from

DONNA ALEXANDER, VMD, Administrator, Department of Animal Control

requesting authorization for the Purchasing Agent to renew Contract No. 08-41-62 with the University of Illinois, College of Veterinary Medicine, Urbana, Illinois, to continue the ongoing services provided to the Environmental Impact Research Program.

Reason: The University of Illinois Zoological Pathology Program (ZPP) is the only full-time wildlife/exotic animal pathology program in the state of Illinois. They are uniquely qualified to provide the full-service diagnostic review of wildlife diseases carried by vectors within Cook County. Disease surveillance in wildlife in Cook County is critical component of Public health/safety and effective wildlife management.

Estimated Fiscal Impact: \$120,000.00 (\$40,000.00 per year). Contract period: July 1, 2010 through June 30, 2013. (510-298 Account). Requisition No. 05100002.

Sufficient funds are available in the Animal Control Department Fund.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

OFFICE OF THE COUNTY ASSESSOR

TRANSFER OF FUNDS

Transmitting a Communication, dated March 11, 2010 from

JAMES M. HOULIHAN, Cook County Assessor

LETTER

Dear Ladies and Gentleman:

In June of 2009, the Cook County Tax Reactivation Project was unable to continue to perform services. This was a result of failure to obtain additional funding from the State

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of Illinois for the longstanding project (previously known as the “South Suburban Tax Reactivation Project”) despite the many successes achieved in areas of the County that suffer from underdevelopment and blight.

In order to continue to promote commercial and industrial development and further revitalize Cook County, the Cook County Stimulus and Revitalization Project shall be created (CCSRP). The CCSRП represents a re-tooling and refocusing of the original South Suburban Tax Reactivation Project and an effort by the Assessor’s Office to staff and support initiatives by the South Suburban Mayors and Managers Association, the Metropolitan Planning Council, the Metropolitan Mayors Caucus and Chicago Metropolitan Agency for Planning.

The CCSRП will target areas close proximity to public transportation and major thoroughfares, with the goal to revitalize in these communities. With a more limited scope, the CCSRП will be able to leverage the work of other projects, and work with these organizations, as we move toward the goal to revitalize the County. Also, the U. S. Department of Housing and Urban Development through the Neighborhood Stabilization Program will be seeking to invest in the County’s Southland and this project will provide the necessary assessment data and coordination in its efforts. Goals of this effort include the need to ameliorate foreclosure/abandonment rates, target the neediest populations to be served and to eliminate blight. Implementing this project will stimulate opportunity and enhance the community and public safety.

It is requested that the County provide an initial grant in the amount of \$205,000.00 to integrate services and programs and participate in development projects. It is the intent of the CCSRП to seek permanent funding sources to ensure continued operation of the project. The CCSRП would report to the Assessor’s Office and make recommendations for programs and initiatives where appropriate.

In order to fund the initial grant for this important project, it is requested that the County Board authorize a transfer in the amount of \$205,000.00 from the 499 account to the 764 account.

From:

<u>499-818</u>	<u>Reimbursement to Designated Fund</u>	<u>\$205,000.00</u>
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To:

<u>764-110</u>	<u>Salaries and Wages of Regular Employees</u>	<u>\$39,500.00</u>
<u>764-190</u>	<u>Transportation & Other Travel Expense for Employees</u>	<u>1,250.00</u>
<u>764-225</u>	<u>Postage</u>	<u>1,250.00</u>
<u>764-228</u>	<u>Delivery Services</u>	<u>250.00</u>
<u>764-240</u>	<u>Printing and Publishing</u>	<u>15,000.00</u>
<u>764-245</u>	<u>Advertising for Specific Purposes</u>	<u>25,000.00</u>
<u>764-263</u>	<u>Legal Fees</u>	<u>100,000.00</u>
<u>764-260</u>	<u>Professional and Managerial Services</u>	<u>12,500.00</u>
<u>764-350</u>	<u>Office Supplies</u>	<u>2,750.00</u>
<u>764-388</u>	<u>Computer Operation Supplies</u>	<u>5,000.00</u>
<u>764-630</u>	<u>Rental of Office Equipment</u>	<u>2,500.00</u>
		<u>165,500.00</u>

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Total:

\$205,000.00

Very truly yours,

James M. Houlihan
Cook County Assessor

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Butler, seconded by Commissioner Silvestri, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Suffredin, seconded by Commissioner Sims, moved that request of Cook County Assessor be approved, as amended and that the transfer of funds be approved. **The motion carried unanimously.**

OFFICE OF THE COUNTY AUDITOR

REPORTS

Transmitting a Communication, dated February 22, 2010 from

LAURA A. BURMAN, C.P.A., Cook County Auditor

submitting our Status of Audit Recommendations report for January 2010 with updates for the Veterans' Assistance Commission.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the communication be received and filed. **The motion carried unanimously.**

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Transmitting a Communication, dated February 22, 2010 from

LAURA A. BURMAN, C.P.A., Cook County Auditor

submitting our Status of Audit Recommendations report for February 2010 with updates for the Cook County Sheriff - Fees and Trust Funds.

Commissioner Daley, seconded by Commissioner Silvestri, moved that the communication be received and filed. **The motion carried unanimously.**

OFFICE OF CAPITAL PLANNING AND POLICY

PERMISSION TO ADVERTISE

Transmitting a Communication, dated February 16, 2010 from

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BRUCE WASHINGTON, Director, Office of Capital Planning and Policy

requesting authorization for the Purchasing Agent to advertise for bids for exterior wall repair at the Domestic Violence Courthouse. These repairs include removal and replacement of graffiti coating, tuck pointing and caulking.

Bond Issue (20000 Account).

This is categorized as an exterior wall repairs project.

This project was included in the 2009 Capital Improvement Program projects approved by the Board of Commissioners on April 2, 2009.

Commissioner Daley, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

CLERK OF THE CIRCUIT COURT

CONTRACT ADDENDUM

Transmitting a Communication, dated February 9, 2010 from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to increase by \$94,347.00, and extend for nine (9) months, Contract No. 09-84-08 with DDW & Associates/REB Storage Systems International, Chicago, Illinois, for rental of shelving located at 1120 East 89th Street.

Board approved amount 02-04-09:	\$125,796.00
Increase requested:	<u>94,347.00</u>
Adjusted amount:	\$220,143.00

Reason: The current vendor has installed and maintained rental shelving for temporary use at the Clerk of the Circuit Court warehouse facility located at 1120 East 89th Street. The shelving is needed to store and arrange files until the Hawthorne facility is completed. The expiration date of the current contract was March 15, 2010.

Estimated Fiscal Impact: \$94,347.00. Contract extension: March 16, 2010 through December 15, 2010. (529-660 Account).

Sufficient funds are available in the Clerk of the Circuit Court Document Storage Fund.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Daley, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to increase and extend the requested contract. **The motion carried unanimously.**

OFFICE OF THE COUNTY CLERK

PROPOSED GRANT AWARD

Transmitting a Communication, dated February 17, 2010 from

DAVID ORR, County Clerk

by

CLEM BALANOFF, Deputy Clerk

requesting authorization to accept a grant in the amount of \$61,425.00 from HAVA (Help America Vote Act) through the Illinois State Board of Elections for upgrading paper ballot scanners to accommodate Public Act 95-699 (effective November, 2007) which amended the Election Code to require that voters be notified of any under votes cast for any statewide constitutional office. Since HAVA requires notification of any over votes cast for any office on the ballot, the Illinois State Board of Elections is making HAVA funds available to upgrade the paper ballot scanners to meet both the state and HAVA requirements.

This will be a one-time grant to be used only for upgrades to meet this statutory requirement.

Estimated Fiscal Impact: None. Grant Award: \$61,425.00. Funding period: February 2, 2010 through November 2, 2010.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Commissioner Daley, seconded by Commissioner Steele, moved that the request of the County Clerk be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried unanimously.**

CONTRACT

Transmitting a Communication, dated February 16, 2010 from

DAVID ORR, County Clerk

by

CLEM BALANOFF, Deputy County Clerk

requesting authorization for the Purchasing Agent to enter into a contract with Sequoia Voting Systems, Inc., Oakland, California, for the purchase of parts and supplies for electronic voting equipment.

Reason: Voting equipment requires replacement parts and supplies such as legs and cords through normal use after each election. Sequoia Voting Systems, Inc. is the sole manufacturer of the election voting equipment and is the only vendor with a supply of the necessary replacement components.

Estimated Fiscal Impact: \$150,000.00. Contract period: May 1, 2010 through November 30, 2011. (524-376 Account). Requisition No. 05240018.

Sufficient funds are available in the County Clerk's Election Division Fund.

The Purchasing Agent concurs.

Commissioner Daley, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

SHERIFF'S DEPARTMENT OF COMMUNITY SUPERVISION AND INTERVENTION

CONTRACT RENEWAL

Transmitting a Communication, dated January 13, 2010 from

THOMAS J. DART, Sheriff of Cook County

by

DAVID S. DEVANE, Executive Director, Department of Community Supervision and Intervention

requesting authorization for the Purchasing Agent to renew Contract No. 09-41-118 with Gateway Foundation, Chicago, Illinois, to provide substance abuse treatment and all of its auxiliary services to the participants of the Sheriff's Department of Community Supervision and Intervention's Pre-Release and the Day Reporting Centers.

Reason: The Gateway Foundation was selected through a Request for Proposal (RFP) and was approved by the County Board on April 2, 2009. The contract was for one (1) year with four (4) one (1) year renewal options. This is the first one (1) year renewal option for this contract.

Estimated Fiscal Impact: \$3,114,428.00 (FY 2010 - \$1,690,000.00 and FY 2011 - \$1,424,428.00). Contract period: May 17, 2010 through May 16, 2011. (236- 298 Account). Requisition No. 02360006.

Approval of this item would commit Fiscal Year 2011 funds.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Daley, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

SHERIFF'S DEPARTMENT OF FISCAL ADMINISTRATION AND SUPPORT SERVICES

RESOLUTION

Transmitting a Communication, dated February 17, 2010 from

THOMAS J. DART, Sheriff of Cook County

by

KURT F. SCHMID, Executive Director, Chicago HIDTA

requesting approval of the following Resolution to update the bank account authorized signatories for the Chicago HIDTA for petty cash, fiscal year 2007 contingency and fiscal year 2008 contingency accounts at Amalgamated Bank of Chicago.

**10-R-108
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, the Cook County Board of Commissioners has the legal authority to authorize its departments and offices to open and maintain checking and savings accounts at various banks; and

WHEREAS, it is now necessary to update those persons who are authorized to be signatories on these checking and savings accounts.

NOW, THEREFORE, BE IT RESOLVED, that the checking and/or savings account at Amalgamated Bank of Chicago for the following purposes, be updated for the Chicago HIDTA petty cash, fiscal year 2007 contingency and fiscal year 2008 contingency accounts; and

BE IT FURTHER RESOLVED, that the following are the names of those persons who are authorized to sign checks on these checking and/or savings accounts and that the signatories of at least two (2) of those shall be required on each check:

1. Kurt F. Schmid
2. James Swistowicz
3. David Lorino
4. William J. Warren, Jr.
5. James Seiler

BE IT FURTHER RESOLVED, that the following person shall be deleted:

1. Nancy Walsh

BE IT FURTHER RESOLVED, that the County Auditor be directed to audit the checking accounts of said institution at the close of each fiscal year or at anytime he/she sees fit, and file report(s) thereon with the Cook County Board; and

BE IT FURTHER RESOLVED, that any funds on said checking or savings accounts for deposit with the County Treasurer shall be transmitted to the Cook County Comptroller with an itemization of collections and designation of the account in the Office of the Comptroller.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

BUREAU OF FINANCE

RESOLUTION

Transmitting a Communication, dated March 9, 2010 from

JAYE M. WILLIAMS, Chief Financial Officer, Bureau of Finance

In order to effect a post issuance compliance policy and comply with the terms of the issuance of “Build America Bonds” and “Recovery Zone Economic Development Bonds” particularly those issued in 2009, the following Resolution is being submitted for your consideration:

This Resolution, addressing the “Bond-related – Record Keeping Policy” has been designed to effect proper post issuance compliance with Internal Revenue Service (IRS) rules and regulations.

Due to the time sensitive nature of the planned issuance of a questionnaire by the IRS your immediate consideration is respectfully requested.

**10-R-107
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

RESOLUTION Approving a Bond-related Record-Keeping Policy for The County of Cook, Illinois.

WHEREAS, the County of Cook, Illinois (the “*County*”), has issued and is expected to continue to issue bonds or other obligations the interest on which is excludable from gross income for federal income tax purposes (each a “*Tax Exempt Obligation*” and collectively, the “*Tax Exempt Obligations*”); and

WHEREAS, the County has issued and may continue to issue bonds which have been or will be irrevocably designated “build America bonds” (each a “*BAB*” and, collectively, the “*BABs*”); and

WHEREAS, the County has issued “recovery zone economic development bonds” (the “*RZEDBs*”); and

WHEREAS, the County may at some time in the future issue bonds which will be treated for federal income tax purposes as “recovery zone facility bonds” (the “*Facility Bonds*”), tax credit bonds (the “*Tax Credit Bonds*”) or “hybrid tax credit bonds” (the “*Hybrid Bonds*”); and

WHEREAS, incidental to its issuance of any of the several Tax Exempt Obligations, BABs, RZEDBs, Facility Bonds, Tax Credit Bonds or Hybrid Bonds (being, collectively, the “*County Obligations*”), the County has covenanted or will covenant generally to take all action necessary to comply with applicable federal tax rules and regulations relating to such County Obligations, including covenants necessary to

preserve the excludability of interest on Tax Exempt Obligations and RZFBs from gross income for federal income taxation purposes, the entitlement of the County to receive direct payments from the United States Treasury of applicable percentages of interest due and owing on its BABS and RZEDBs, and the entitlement of the holders of its BABS, RZEDBs, Tax Credit and/or Hybrid Tax Credit Bonds to offsets of regular income tax liability, respectively; and

WHEREAS, it is necessary and in the best interest of the County to maintain sufficient records to demonstrate compliance with such covenants and to adopt policies with respect thereto.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Board of Commissioners of the County of Cook, Illinois, as follows:

Section 1. Incorporation of Preambles. The Board of Commissioners of the County (the “Corporate Authorities”) hereby find and determine that all of the recitals contained in the preambles to this Resolution are full, true and correct and hereby incorporate them into this Resolution by this reference.

Section 2. Compliance Officer Is Responsible for Records. The Chief Financial Officer of the County (known, for purposes of this Resolution only, as the “Compliance Officer”) is hereby designated as the keeper of all records of the County with respect to the County Obligations, and such officer shall report to the Corporate Authorities at least annually that he/she has all of the required records in his/her possession, or is taking appropriate action to obtain or recover such records.

Section 3. Closing Transcripts. For each series of the County Obligations, the Compliance Officer shall receive, and shall keep and maintain, a true, correct and complete counterpart of each and every document and agreement delivered in connection with the issuance of said County Obligations, including without limitation (a) the proceedings of the County and the Corporate Authorities authorizing each series of the County Obligations, (b) any offering document with respect to the offer and sale of such County Obligations, (c) any legal opinions with respect to such County Obligations delivered by any lawyers, and (d) all written representations of any person delivered in connection with the issuance and initial sale of each series of the County Obligations.

Section 4. Arbitrage Rebate Liability. The Compliance Officer shall review the agreements of the County with respect to all of its County Obligations and shall prepare a report for the Corporate Authorities stating whether or not the County has any rebate liability to the U.S. Treasury, and setting forth any applicable exemptions that the respective County Obligations may have from rebate liability. Such report shall be updated annually and shall be maintained in the official files and records of the Corporate Authorities.

Section 5. Recommended Records. The Compliance Officer shall review each series of the County Obligations and shall determine what requirements the County must meet in order to maintain (i) the tax-exemption of interest paid on the Tax Exempt Obligations or RZFBs, (ii) its entitlement to direct payments by the United States Treasury of the applicable percentages of each interest payment due and owing on the BABS and the RZEDBs, and (iii) applicable tax credits arising from any Tax Credit Bonds or Hybrid Bonds, respectively. The Compliance Officer shall then prepare a list of the contracts, requisitions, invoices, receipts and other information that may be needed in order to establish that (iii) the interest paid on the Tax Exempt Obligations and the RZFBs is entitled to be excluded from gross income for federal income tax purposes, (iv) the County is entitled to receive from the United States Treasury direct payments of the applicable percentages of interest payments coming due and owing on the BABS and the RZEDBs, and (v) the entitlement of holders of any Tax Credit Bonds or Hybrid Bonds to any tax credits, respectively. Notwithstanding any other policy of the County, such retained records shall be kept

for as long as the respective County Obligations relating to such records (and any obligations issued to refund the respective County Obligations) are outstanding, plus three years, and shall at least include:

- (a) complete copies of the bond transcripts delivered when any County Obligations are initially issued and sold;
- (b) copies of account statements showing the disbursements of all bond proceeds for their intended purposes;
- (c) copies of account statements showing all investment activity of any and all accounts in which the proceeds of any County Obligations have been held;
- (d) copies of all bid requests and bid responses used in the acquisition of any special investments used for the proceeds of any County Obligations, any swaps, swaptions, or other financial derivatives entered into with respect to any County Obligations in order to establish that such instruments were purchased at *fair market value*;
- (e) copies of any subscriptions to the U.S. Treasury for the purchase of State and Local Government Series (SLGS) obligations;
- (f) copies of all Federal Information Reporting Forms 8038-CP prepared and filed by or on behalf of the County and relating to BABs and RZEDBs;
- (g) any calculations of liability for *arbitrage rebate* that is or may become due with respect to any issue of County Obligations, and any calculations prepared to show that no arbitrage rebate is due, together, if applicable, of account statements or cancelled checks showing the payment of any rebate amounts to the U.S. Treasury together with any applicable IRS Form 8038-T;
- (h) copies of all contracts of the County, including any leases, with respect to the use of any property owned by the County and acquired or financed with the proceeds of County Obligations, any part of which property is used by a private person at any time when such bonds are or have been outstanding; and
- (i) copies of all records relating to any required compliance with federal prevailing wage standards for projects financed with the proceeds of County Obligations.

Section 6. IRS Examination. In the event the Internal Revenue Service (“IRS”) commences an examination of any County Obligations, the Compliance Officer is expressly authorized, without further official action of the Corporate Authorities, to respond to inquiries of the IRS and to hire outside, independent professional counsel to assist in the response to the examination. The Compliance Officer shall advise the Corporate Authorities of any such examination when, as and in such manner as the Compliance Officer may deem appropriate, it being hereby expressly agreed and understood that the Compliance Officer shall maintain such confidentiality for so long and as the Compliance Officer shall deem necessary in order best to protect the interests of the County.

Section 7. Severability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. Repeal. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed and this Resolution shall be in full force and effect forthwith upon its adoption.

Section 9. Annual Review. Not later than November 30 of each year the Compliance Officer shall conduct an annual review of contracts and other records described in Section 5 of this Resolution to determine for each series of tax exempt or build America bonds then outstanding whether each such series complies with the tax requirements applicable to such series, including restrictions on private business use, private payments and private loans. The Compliance Officer is expressly authorized, without further official action of the Corporate Authorities, to hire outside, independent professional counsel to assist in such review. To the extent that any violations or potential violations of tax requirements are discovered incidental to such review, the Compliance Officer may make recommendations or take such actions as the Compliance Officer shall reasonably deem necessary to assure the timely correction of such violations or potential violations through remedial actions described in the United States Treasury Regulations or the Tax Exempt Bonds Voluntary Closing Agreement Program described in Treasury Notice 2008-31.

Section 10. Funding. The County commits to provide funding for this initiative of not less than One Hundred Fifty Thousand Dollars (\$150,000.00) in fiscal year 2010 to establish the discipline to organize, digitize, and maintain the bond records, monitor the Electronic Municipal Market Access System, ensure that the County remains in compliance with IRS regulations regarding timely expenditure of bond proceeds, calculation of available project proceeds, determination of the amount of interest payable on each interest payment date, and timely drafting and filing of the Department of Treasury form 8038-CP to claim the refundable credit due to the County. The County commits to provide funding in the amount of Fifty thousand Dollars (\$50,000.00) in subsequent years to maintain the initiative.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted, as amended. **The motion carried unanimously.**

COOK COUNTY HEALTH & HOSPITALS SYSTEM

REPORT

Transmitting a Communication, dated February 23, 2010 from

WARREN L. BATTS, Chairman, Cook County Health & Hospitals System Board
and

WILLIAM T. FOLEY, Chief Executive Officer, Cook County Health & Hospitals System

In accordance with Section 38-81(c) of the Cook County Code, a quarterly report of the status of operations and finances of the Cook County Health & Hospitals System will be presented at the March 16, 2010 meeting of the Cook County Board of Commissioners.

Commissioner Butler, seconded by Commissioner Daley, moved that the communication be received and filed. **The motion carried unanimously.**

HIGHWAY DEPARTMENT
IMPROVEMENT RESOLUTIONS

IMPROVEMENT RESOLUTIONS

Transmitting a Communication from

RUPERT F. GRAHAM, JR., P.E., Superintendent of Highways

1. Motor Fuel Tax Project
Improvement Resolution
175th Street,
Oak Park Avenue to Ridgeland Avenue
in the Village of Tinley Park
in County Board District #17
Centerline Mileage: 0.50 miles
Section: 07-B6125-02-FP
Fiscal Impact: \$3,850,000.00 from the Motor Fuel Tax Fund (600-600 Account)

10-R-109
RESOLUTION

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

State of Illinois
Resolution for Improvement by County
Under the Illinois Highway Code

BE IT RESOLVED, by the County Board of Commissioners of Cook County, Illinois, that the following described County Highway be improved under the Illinois Highway Code:

County Highway B61, 175th Street, beginning at a point near Oak Park Avenue and extending along said route in an easterly direction to a point near Ridgeland Avenue, a distance of approximately 0.50 miles; and,

BE IT FURTHER RESOLVED, that the type of improvement shall be the reconstruction and widening of the existing two lane bituminous pavement to include a single lane in each direction separated by a continuous/flush median, and shall include curb and gutter, an enclosed drainage system, traffic signals, sidewalks, street lighting, right-of-way acquisition, landscaping, traffic control, pavement marking, signing, engineering and other necessary highway appurtenances and shall be designated as Section: 07-B6125-02-FP MFT; and,

BE IT FURTHER RESOLVED, that the improvement shall be constructed by contract; and

BE IT FURTHER RESOLVED, that there is hereby appropriated the sum of Three Million Eight Hundred Fifty Thousand and NO/100 Dollars, (\$3,850,000.00) from the County's allotment of Motor Fuel Tax Funds for the construction of this improvement; and

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the District Office of the Illinois Department of Transportation.

2. Motor Fuel Tax Project
Improvement Resolution
Ridgeland Avenue,
175th Street to Oak Forest Avenue
in the Village of Tinley Park
in County Board Districts #6 and 17
Centerline Mileage: 0.40 miles
Section: 07-W3708-01-FP
Fiscal Impact: \$3,100,000.00 from the Motor Fuel Tax Fund (600-600 Account)

**10-R-110
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

**State of Illinois
Resolution for Improvement by County
Under the Illinois Highway Code**

BE IT RESOLVED, by the County Board of Commissioners of Cook County, Illinois, that the following described County Highway be improved under the Illinois Highway Code:

County Highway W37, Ridgeland Avenue, beginning at a point near 175th Street and extending along said route in a northerly direction to a point near Oak Forest Avenue, a distance of approximately 0.40 miles; and,

BE IT FURTHER RESOLVED, that the type of improvement shall be the reconstruction and widening of the existing two lane bituminous pavement to include a single lane in each direction separated by a continuous/flush median, and shall include curb and gutter, an enclosed drainage system, sidewalks, street lighting, right-of-way acquisition, landscaping, traffic control, pavement marking, signing, engineering and other necessary highway appurtenances and shall be designated as Section: 07-W3708-01-FP MFT; and,

BE IT FURTHER RESOLVED, that the improvement shall be constructed by contract; and,

BE IT FURTHER RESOLVED, that there is hereby appropriated the sum of Three Million One Hundred Thousand and NO/100 Dollars, (\$3,100,000.00) from the County's allotment of Motor Fuel Tax Funds for the construction of this improvement; and,

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the District Office of the Illinois Department of Transportation.

Commissioner Goslin, seconded by Commissioner Silvestri, moved that the Improvement Resolution be approved and adopted. **The motion carried unanimously.**

COMPLETION OF CONSTRUCTION APPROVAL RESOLUTION

Transmitting a Communication from

RUPERT F. GRAHAM, JR., P.E., Superintendent of Highways

1. Completion of Construction Approval Resolution
Flossmoor Road,
Ridgeland Avenue to Cicero Avenue
in the City of Country Club Hills and unincorporated Forest Preserve District of Cook County
in County Board Districts #5 and 6
Section: 07-B6526-01-FP
Final cost: \$1,236,537.32

**10-R-111
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

APPROVAL RESOLUTION

WHEREAS, the highway improvement, Flossmoor Road-Ridgeland Ave. to Cicero Ave., Section No.: 07-B6526-01-FP, Consisting of the removal of existing hot-mix asphalt surface, performing hot-in-place scarification of existing flexible base, along with asphalt modifier providing Polymerized Leveling Binder (Machine Method), and Hot-Mix Asphalt Surface Course, Mix "D" Rubber Modified, drainage additions and adjustments, parkway restoration with topsoil, hydro-seeding, guardrail removal and replacement, as required, pavement marking, other related roadway and miscellaneous appurtenances, has been regularly awarded by the Board of County Commissioners for construction as a County Highway improvement, and

WHEREAS, the aforesaid highway improvement has been satisfactorily completed in accordance with the provisions and stipulations of aforesaid contract, now, therefore,

BE IT RESOLVED, that the work and construction of aforesaid contract be, and hereby, is approved:

Commissioner Goslin, seconded by Commissioner Silvestri, moved that the Approval Resolution be approved and adopted. **The motion carried unanimously.**

ACQUISITION OF LAND RESOLUTION

Transmitting a Communication from

RUPERT F. GRAHAM, JR., P.E., Superintendent of Highways

1. Addendum to Right-of-Way Acquisition of Land Resolution
Revisions in the design geometrics require the acquisition of additional private property
88th Avenue,
103rd Street to 87th Street

in the Cities of Hickory Hills and Palos Hills
in County Board District #17
Section: 03-W3017-03-FP
Fiscal Impact: \$40,300.00 from the Motor Fuel Tax Fund (600-600 Account)

**10-R-112
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

RIGHT-OF-WAY ACQUISITION OF LAND RESOLUTION

WHEREAS, the highway improvement, Flossmoor Road-Ridgeland Ave. to Cicero Ave., Section No.: 07-B6526-01-FP, Consisting of the removal of existing hot-mix asphalt surface, performing hot-in-place scarification of existing flexible base, along with asphalt modifier providing Polymerized Leveling Binder (Machine Method), and Hot-Mix Asphalt Surface Course, Mix "D" Rubber Modified, drainage additions and adjustments, parkway restoration with topsoil, hydro-seeding, guardrail removal and replacement, as required, pavement marking, other related roadway and miscellaneous appurtenances, has been regularly awarded by the Board of County Commissioners for construction as a County Highway improvement, and

WHEREAS, the aforesaid highway improvement has been satisfactorily completed in accordance with the provisions and stipulations of aforesaid contract, now, therefore,

BE IT RESOLVED, that the work and construction of aforesaid contract be, and hereby, is approved:

Commissioner Goslin, seconded by Commissioner Silvestri, moved that the Acquisition of Land Resolution be approved and adopted. **The motion carried unanimously.**

CHANGE IN PLANS AND EXTRA WORK

Transmitting a Communication from

RUPERT F. GRAHAM, JR., P.E., Superintendent of Highways

I herewith present the following recommendation for change in plans and extra work involved on this improvement in Palatine Township.

AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
1 & Final	08-25149-90-RS Palatine Township – 2008 Various Locations	Final Adjustment of Quantities and New Items	\$198,390.14 (Deduction)

Commissioner Goslin, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on March 16, 2010 (Comm. No. 305672). **The motion carried unanimously.**

JUDICIAL ADVISORY COUNCIL

CONTRACT

Transmitting a Communication, dated February 3, 2010 from

DANIEL J. COUGHLIN, Executive Director, Judicial Advisory Council

requesting authorization for the Purchasing Agent to enter into contracts with the following vendors for the Cook County Recidivism Reduction Program.

<u>REQ. NO.</u>	<u>VENDOR</u>	<u>AMOUNT</u>
04990001	Build Chicago Illinois	\$268,000.00
04990002	Omni Youth Services Buffalo Grove, Illinois	\$180,000.00
04990003	Black on Black Love/My Sister's Keeper Chicago, Illinois	\$271,000.00
04990004	Haymarket Chicago, Illinois	\$191,000.00

Reason: In response to a Request for Proposal (RFP) conducted by Cook County's Purchasing Department, these four (4) not-for-profit organizations will assist the County in recidivism reduction services through programs designed to provide a positive impact on high risk clientele. Services will include: intensive case management for juveniles detained and released from the Juvenile Temporary Detention Center; life skills and case monitoring for juveniles with discipline and substance abuse issues; group and individual counseling; parenting and job skill training for former female Cook County Jail detainees; and substance abuse treatment services for indigent adults referred by the Cook County judiciary.

Estimated Fiscal Impact: \$910,000.00. Contract period: December 1, 2009 through November 30, 2010. (499-298 Account).

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Butler, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

JUVENILE PROBATION AND COURT SERVICES DEPARTMENT

CONTRACT

Transmitting a Communication, dated February 16, 2010 from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Aunt Martha's Youth Service Center, Inc., Olympia Fields, Illinois, to operate the Circuit Court of Cook County's Juvenile Court Evening Reporting Centers.

Reason: Aunt Martha's Youth Service Center, Inc. is recommended based upon a Request for Proposal (RFP) (09-50-1053P). Aunt Martha's Youth Service Center, Inc. was the only vendor to respond to the RFP.

Evening Reporting Centers have been established as community-based alternatives to detention for a target group of minor respondents who would otherwise be detained in the Juvenile Temporary Detention Center (JTDC). Aunt Martha's Youth Service Center, Inc. is designed to provide structured supervision of each adolescent after school and through the early evening hours to minimize the opportunities the participating adolescents might have to otherwise engage in activities that are not lawful and allow the adolescent to remain in his or her home/community. The Centers are also designed to teach social/life skills, to provide reinforcement for pro-social behaviors, to provide support to each adolescent on school work, and to collaborate with the Juvenile Justice System to increase positive/productive behaviors and reduced negative/destructive behaviors.

Estimated Fiscal Impact: \$3,971,160.00 (FY 2010 - \$1,073,633.00; FY 2011 - \$1,332,560.00; FY 2012 - \$1,341,400.00; and FY 2013 - \$223,567.00). Contract period: February 1, 2010 through January 31, 2013. (326-298 Account). Requisition No. 03260010.

Approval of this item would commit Fiscal Years 2011, 2012 and 2013 funds.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Daley, seconded by Commissioner Steele, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

COOK COUNTY LAW LIBRARY

PROPOSED CONTRACT

Transmitting a Communication from

BENNIE E. MARTIN, Executive Law Librarian, Cook County Law Library

requesting authorization for the Purchasing Agent to enter into a contract with Innovative Interfaces, Inc., Emeryville, California, to lease its Millennium system, an automated integrated library management system, and for services from the company associated with installation of the system, including project management, software configuration, training, implementation, consulting, data loading and maintenance services.

Reason: The Millennium system will replace the existing system, which was installed in 1992, and is no longer supported by its vendor, and is inadequate for the Library's needs. The new system will integrate the library's processes for acquisition, check-in, cataloging, and payment of

library materials, not all of which are currently automated. It will also produce a web-based, online public access catalog of the library's holdings.

Innovative Interfaces, Inc. was selected through a Request for Proposal (RFP) process per County requirements. This vendor can fulfill the specialized automation requirements of a large county law library, migrate the bibliographic data for this large collection from the current system to theirs, and grow with the changes in the legal publishing and legal research worlds to continue to meet the needs of the Cook County Law Library and its patrons. Innovative Interfaces, Inc. has worked with other county law libraries.

Estimated Fiscal Impact: \$335,904.00 (FY 2010 - \$112,730.00; FY 2011 - \$70,476.00; FY 2012 - \$70,476.00; FY 2013 - \$70,476.00; and FY 2014 - \$11,746.00). Contract period: May 1, 2010 through April 30, 2015. (530-579 Account). Requisition No. 05300001.

Sufficient funds are available through the Cook County Law Library Fund.

The Chief Information Officer has reviewed this item and concurs with the technical aspect of this recommendation.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Daley, seconded by Commissioner Steele, moved that the communication be referred to the Committee on Finance. (Comm. No. 305673). **The motion carried unanimously.**

PROPOSED ORDINANCE AMENDMENT

Transmitting a Communication, dated February 23, 2010 from

BENNIE E. MARTIN, Executive Law Librarian, Cook County Law Library

respectfully request approval of the following proposed Ordinance Amendment.

Submitting a Proposed Ordinance Amendment sponsored by

TODD H. STROGER, President, Cook County Board of Commissioners

PROPOSED ORDINANCE AMENDMENT

LAW LIBRARY FILING FEE

WHEREAS, 55 ILCS 5/5-39001 authorizes the clerk of all civil trial courts at the county seat of government to collect a filing fee to defray the cost of operating and maintaining a county law library; and

WHEREAS, P.A. 96-0227, effective August 11, 2009, authorizes counties in Illinois to increase the County Law Library Filing Fee to defray the cost of operating and maintaining law libraries, from the current maximum of \$13, to maximums of \$18 in 2009, \$19 in 2010 and \$21 in 2011; and

WHEREAS, P.A. 96-0227 was supported by many other counties around the state including: DeKalb, DuPage, Kane, Kendall, Lake, Madison, McHenry, McLean, St. Clair, Tazewell, Will and Winnebago Counties; and

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WHEREAS, prior to enactment of P.A. 96-0227, the General Assembly only increased the maximum filing fee by three dollars, during the previous 20 years, which is less than half of the CPI increase during that same time period; and

WHEREAS, the Cook County Board last authorized an increase in the filing fee for the Law Library in 2004; and

WHEREAS, thirteen dollars has been inadequate in defraying the costs of operating and maintaining the County Law Library; and

WHEREAS, the Law Library's budget has decreased by \$1.8 million (25%) which has led to a reduction in the Library's staff by 15 positions (24%) over the past five years; and

WHEREAS, a misperception exists that all relevant legal information is freely available online to the average citizen, when, the average citizen does not have subscriptions to online legal publications; and

WHEREAS, county law libraries provide the general public with access to justice, which includes both print and electronic legal information and research assistance they would not be able to access anywhere else; and

WHEREAS, Cook County's Law Library is a National Hub Law Library which provides citizens with access to over a quarter of a million print titles and several online legal databases and with seven branch libraries, it is the only law library in the area that is freely available to all people without restriction; and

WHEREAS, other counties, law library filing fees are much higher than Cook County's, for example: Los Angeles' filing fee, a similarly sized county, is \$24, Sacramento, California (\$50); San Francisco, California (\$42); San Diego, California (\$38); Alameda, California (\$37); El Paso, Texas (\$35); King, Washington (\$20); and Wayne, Michigan (\$20); and

WHEREAS, the Cook County Law Library has the vision of being able to more efficiently reach our constituency through technology and is in the process of migrating to a new online integrated library management system.

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 32 Fees, Section 32-1 of the Cook County Code is hereby amended as follows:

Sec. 32-1. Fee schedule.

The fees or charges provided for or required by the below listed sections shall be as shown below:

Code Section	Description	Fees, Rates, Charges (in dollars)
CHAPTER 50, LIBRARIES		
50-31(b)	County Law Library fee	13.00 18.00

Effective Date: This Amended Ordinance shall be effective one month after adoption.

Commissioner Daley, seconded by Commissioner Steele, moved that the Proposed Ordinance be referred to the Committee on Finance. (Comm. No. 305674). **The motion carried unanimously.**

DEPARTMENT OF PLANNING AND DEVELOPMENT

HOME INVESTMENT PARTNERSHIPS PROGRAM

Transmitting a Communication, dated February 23, 2010 from

WILLIAM MOORE, Acting Director, Department of Planning and Development

Re: HOME Investment Partnerships Program - Habitat for Humanity Operating Grant

requesting approval of a HOME Investment Partnerships Program grant to be used for the continuation of a HOME Investment Partnerships Program Operating Grant in the amount of \$75,000.00, to Habitat for Humanity - Chicago South Suburbs Community Housing Development Organization (CHDO). The CHDO operating grant will be used to pay organizational costs during the development of the next phase of their construction/rehabilitation project in the south region of Cook County. The construction of two (2) new homes in the Village of Riverdale and the rehabilitation of one (1) home in Riverdale and one (1) in Harvey.

I respectfully request approval of this project and the Bureau Chief of Community Development, or his designee, be authorized to execute on behalf of the County of Cook any and all documents necessary to further the project approved herein, including but not limited to the HOME Loan agreement and any modifications thereto. The approval of this grant by the Honorable Body will permit staff to issue commitments to allow this project to move forward.

Estimated Fiscal Impact: None. Grant Award: \$75,000.00. (772-298 Account).

Commissioner Daley, seconded by Commissioner Steele, moved that the request of the Home Investment Partnerships Program be approved. **The motion carried unanimously.**

RESOLUTIONS

Transmitting a Communication, dated February 23, 2010 from

WILLIAM MOORE, Acting Director, Department of Planning and Development

respectfully submitting this Resolution regarding Vincent P. Connor Family 1996 Limited Partnership's request for a Class 6b property tax incentive.

Vincent P. Connor Family 1996 Limited Partnership requests approval of the tax incentive based on special circumstances, abandonment, under the Class 6b Ordinance. This Resolution is required so that the company can complete its application to the Assessor of Cook County.

Vincent P. Connor Family 1996 Limited Partnership's application for a Class 6b, and a Department of Planning & Development staff report have been submitted for your information.

10-R-113

RESOLUTION

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b that provides an applicant a reduction in the assessment level for an industrial facility; and

WHEREAS, the County Board of Commissioners has received and reviewed an application from Vincent P. Connor Family 1996 Limited Partnership, Resolution No. 43-09 from Elk Grove Village for an abandoned industrial facility located at 1950 Estes Avenue, Elk Grove Village, Cook County, Illinois, Cook County District #17, Property Index Number 08-35-102-028-0000; and

WHEREAS, Cook County has defined abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 months, are purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances justify finding that the property is abandoned for purpose of Class 6b; and

WHEREAS, in the case of abandonment of more than 24 months and no purchase for value, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, Class 6b requires a resolution by the County Board validating the property is deemed abandoned for the purposes of Class 6b; and

WHEREAS, the Cook County Board of Commissioners has determined that the building was abandoned for 24 months at the time of application, and that special circumstances are present; and

WHEREAS, the re-occupancy will create an estimated 11-40 new full time jobs; and

WHEREAS, Elk Grove Village finds that special circumstances exists including that the property has been vacant for 24 continuous months and the Class 6b tax incentive is necessary for development to occur; and

WHEREAS, the applicant acknowledges that it must provide an affidavit to the Assessor's Office stipulating that it is in compliance with the County's Living Wage Ordinance prior to receiving the Class 6b incentive on the subject property.

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, State of Illinois, that the President and Board of Commissioners validate the property located at 1950 Estes Avenue, Elk Grove Village, Cook County, Illinois, is deemed abandoned with special circumstances under the Class 6b; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the Office of the Cook County Assessor.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated February 23, 2010 from

WILLIAM MOORE, Acting Director, Department of Planning and Development

respectfully submitting this Resolution regarding 9522 Winona Avenue, LLC's request for a Class 6b property tax incentive.

9522 Winona Avenue, LLC requests approval of the tax incentive based on special circumstances, abandonment, under the Class 6b Ordinance. This Resolution is required so that the company can complete its application to the Assessor of Cook County.

9522 Winona Avenue, LLC's application for a Class 6b, and a Department of Planning & Development staff report have been submitted for your information.

**10-R-114
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b that provides an applicant a reduction in the assessment level for an industrial facility; and

WHEREAS, the County Board of Commissioners has received and reviewed an application from 9522 Winona Avenue, LLC, Resolution No. 12-09 from the Village of Schiller Park for an abandoned industrial facility located at 9522 Winona Avenue, Schiller Park, Cook County, Illinois, County Board District #9, Property Index Numbers 12-10-300-029-0000 and 12-10-300-034-0000; and

WHEREAS, Cook County has defined abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 months, are purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances justify finding that the property is abandoned for purpose of Class 6b; and

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WHEREAS, in the case of abandonment of more than 24 months and purchase for value by a disinterested buyer, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, Class 6b requires a resolution by the County Board validating the property is deemed abandoned for the purposes of Class 6b; and

WHEREAS, the Cook County Board of Commissioners has determined that the building was abandoned for 9 months prior to the signing of the real estate sales contract, and that special circumstances are present; and

WHEREAS, the re-occupancy will create an estimate 10 new full time jobs, and retain 25 full time jobs and the Village of Schiller Park states the Class 6b is necessary for redevelopment and occupation of the dilapidated and obsolete infrastructure to occur and the property has been vacant for less than 24 months; and

WHEREAS, the applicant acknowledges that it must provide an affidavit to the Assessor's Office stipulating that it is in compliance with the County's Living Wage Ordinance prior to receiving the Class 6b incentive on the subject property.

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, State of Illinois, that the President and Board of Commissioners validate the property located at 9522 Winona Avenue, Schiller Park, Cook County, Illinois, is deemed abandoned with special circumstances under the Class 6b; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the Office of the Cook County Assessor.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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Transmitting a Communication, dated February 8, 2010 from

WILLIAM MOORE, Acting Director, Department of Planning and Development

respectfully submitting this Resolution regarding Venture One Acquisition, LLC's request for a Class 6b property tax incentive.

Venture One Acquisition, LLC requests approval of the tax incentive based on special circumstances, abandonment, under the Class 6b Ordinance. This Resolution is required so that the company can complete its application to the Assessor of Cook County.

Venture One Acquisition, LLC's application for a Class 6b, and a Department of Planning & Development staff report have been submitted for your information.

**10-R-115
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b that provides an applicant a reduction in the assessment level for an industrial facility; and

WHEREAS, the County Board of Commissioners has received and reviewed an application from Venture One Acquisition, LLC and Resolution No. 54-09 from Elk Grove Village for an abandoned industrial facility located at 1150 Lively Boulevard, Elk Grove Village, Cook County, Illinois, County Board District #17, Property Index Number 08-27-303-027-0000; and

WHEREAS, Cook County has defined abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 months, are purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances justify finding that the property is abandoned for purpose of Class 6b; and

WHEREAS, in the case of abandonment of less than 24 months and purchase for value by a disinterested buyer, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, Class 6b requires a resolution by the County Board validating the property is deemed abandoned for the purposes of Class 6b; and

WHEREAS, the Cook County Board of Commissioners has determined that the building was abandoned for one (1) month at the time of purchase agreement and remains vacant to date, and that special circumstances are present; and

WHEREAS, the re-occupancy will create an estimated 300 new jobs. Elk Grove Village states the Class 6b is necessary for development to occur on this specific real estate. The municipal resolution cites the special circumstances including property has been vacant for less than 24 months, applicant intends to purchase and complete substantial rehabilitation prior to leasing for manufacturing or distribution use; and

WHEREAS, the applicant acknowledges that it must provide an affidavit to the Assessor's Office stipulating that it is in compliance with the County's Living Wage Ordinance prior to receiving the Class 6b incentive on the subject property.

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, State of Illinois, that the President and Board of Commissioners validate the property

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located at 1150 Lively Boulevard, Elk Grove Village, Cook County, Illinois, is deemed abandoned with special circumstances under the Class 6b; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the Office of the Cook County Assessor.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated February 23, 2010 from

WILLIAM MOORE, Acting Director, Department of Planning and Development

respectfully submitting this Resolution regarding Joseph Rosenki's request for a Class 8 property tax incentive.

Joseph Rosenki's requests approval of the tax incentive based on special circumstances, abandonment, under the Class 8 Ordinance. This Resolution is required so that the company can complete its application to the Assessor of Cook County.

Joseph Rosenki's application for a Class 8, and a Department of Planning & Development staff report have been submitted for your information.

**10-R-116
RESOLUTION**

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 8 that provides an applicant a reduction in the assessment level for a facility; and

WHEREAS, the County Board of Commissioners has received and reviewed an application from Joseph Rosenki and Resolution No. 2497 from the City of Harvey for an abandoned facility located at 16152 South Clinton, Harvey, Illinois, County Board District #5, Property Index Number 29-21-110-015-0000; and

WHEREAS, Cook County has defined abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 months, are purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances justify finding that the property is abandoned for purpose of Class 8; and

WHEREAS, in the case of abandonment of less than 24 months and purchase for value, by a purchaser in whom the seller has no direct financial interest, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, Class 8 requires the validation by the County Board of the shortened period of qualifying abandonment in cases where the facility has been abandoned for less than 24 consecutive months upon purchase; and

WHEREAS, the Cook County Board of Commissioners has determined that the building was abandoned for 11 months prior to purchase, and that special circumstances are present; and the applicant estimates that 10 full time jobs will be retained and 2 full time jobs will be created; and

WHEREAS, the City of Harvey cites the special circumstances as necessary for development to occur including substantial rehabilitation of commercial building and new jobs to the City of Harvey.

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, State of Illinois, that the President and Board of Commissioners validate the property located at 16152 South Clinton, Harvey, Cook County, Illinois, is deemed abandon with special circumstances under the Class 8; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the Office of the Cook County Assessor.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

SHERIFF'S POLICE DEPARTMENT

GRANT AWARD

Transmitting a Communication, dated February 22, 2010 from

THOMAS J. DART, Sheriff of Cook County
by

DEWAYNE E. HOLBROOK, Chief of Police, Cook County Sheriff's Police Department

requesting authorization to accept a grant in the amount of \$499,800.00 from the Illinois Criminal Justice Information Authority (ICJIA), for providing law enforcement and security services within the Village of Ford Heights for restoring peace and a quality of life in the absence of a local police agency. Loyola University will supervise research assistants for research, analysis and evaluation activities that will support the overall plan for the development of a Ford Heights Police Department.

Estimated Fiscal Impact: None. Grant Award: \$499,800.00. Funding period: February 1, 2010 through January 31, 2011.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Commissioner Daley, seconded by Commissioner Steele, moved that the request of the Grant Award be approved. **The motion carried unanimously.**

DEPARTMENT OF PUBLIC HEALTH

RESOLUTION

Transmitting a Communication, dated March 8, 2010 from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

respectfully requests the Board of Commissioners to approve a Resolution acknowledging World Tuberculosis (TB) Day on March 24, 2010.

10-R-117

RESOLUTION

Sponsored by

THE HONORABLE TODD H. STROGER

PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS

RECOGNIZING MARCH 24, 2010 AS WORLD TB DAY

WHEREAS, the spread of tuberculosis continues to present a global public health threat, second only to HIV/AIDS, Tuberculosis (TB) is one of the world's leading infectious killers; and

WHEREAS, tuberculosis is primarily an illness of the respiratory system that spreads by coughing and sneezing. Each year, about two million people worldwide die from this curable disease; and

WHEREAS, with appropriate antibiotic treatment, TB can be cured in most people. Left untreated, each person with active TB disease can infect an average of between 10 and 15 people every year; and

WHEREAS, successful treatment depends on close cooperation between the patient and health care provider. Patients who stop taking their medication before they are cured remain ill and are at risk for

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developing and spreading multi-drug resistant TB, a deadlier form of TB that is much more costly and difficult to treat; and

WHEREAS, in suburban Cook County, treatment and control services are provided by the Cook County Department of Public Health's (CCDPH) TB Prevention and Control Unit; and

WHEREAS, an effective TB prevention and control program includes screening, early case identification, contact tracing, and treatment. These are the services provided by the CCDPH that are so essential to the prevention of costly TB outbreaks.

NOW, THEREFORE, BE IT RESOLVED, that I, Todd H. Stroger, President of the Cook County Board of Commissioners, do hereby recognize the efforts of the Cook County Department of Public Health to provide the services needed to control this disease and furthermore recognize March 24, 2010, as World TB Day.

Approved and adopted this 16th day of March 2010.

TODD H. STROGER, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Daley, seconded by Commissioner Steele, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

OFFICE OF THE PURCHASING AGENT

PERMISSION TO ADVERTISE

Transmitting a Communication from

CARMEN K. TRICHE-COLVIN, Purchasing Agent

requesting authorization for the Purchasing Agent to advertise for bids for an annual countywide contract for the purchase of xerographic paper.

Contract period: May 20, 2010 through May 19, 2011. (Various Departments-350 Account).

Approval of this item would commit Fiscal Year 2011 funds.

Commissioner Silvestri, seconded by Commissioner Peraica, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

BID OPENING

March 9, 2010

Honorable President and Members

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Board of Commissioners of Cook County
Chicago, Illinois 60602

Dear Ladies and Gentlemen:

Pursuant to the rules of this Board, I hereby submit for your consideration, bids which were opened under my supervision on Tuesday, March 9, 2010, at 10:00 A.M., in the County Building, Chicago, Illinois.

Very truly yours,

BRIDGET GAINER, County Commissioner

<u>CONTRACT NO.</u>	<u>DESCRIPTION</u>	<u>USING DEPARTMENT</u>
09-53-352	HVAC upgrades at the Department of Corrections South Campus, Buildings 3 & 4	Office of Capital Planning and Policy
10-53-007	Landscaping services	Sheriff's Custodial Services Department

By consensus, the bids were referred to their respective departments for review and consideration.

CONTRACTS AND BONDS

Transmitting a Communication, dated March 16, 2010 from

CARMEN K. TRICHE-COLVIN, Purchasing Agent

The following contracts are being submitted for approval and execution:

**Catalyst Consulting Group, Inc.
Agreement
Contract No. 10-41-08**

For Service, Maintenance and Hosting of Web Applications, for the County Clerk's Office, Election Division, for the contract sum of \$275,000.00, for a period of ten (10) months, as authorized by the Board of Commissioners 2/9/10.

**Cook County Suburban Publishers, Inc.
Agreement
Contract No. 10-41-08**

For Publication Of The State Mandated Publications, as Follows: Proposed Assessed Values for the 2010 Real Estate Triennial Assessment of the North Townships Outside the City of Chicago; Revisions made to the 2010 Triennial Assessment in North Townships Outside the City of Chicago, after Publication of the Initial Triennial Assessment Publication; 2010 Triennial Assessment List in Additional Newspapers for Additional Public Notification as Directed by the Assessor's Office; Revisions made to the 2010 Real Estate Non-Triennial Assessment of South Townships Outside the City of Chicago; and Revisions made as a Consequence of the Change in Assessment Practices to the 2009 Real Estate Assessment of North

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and South Townships Outside the City of Chicago, for the Assessor's Office, for the contract sum of \$1,041,992.80, for a period of twelve (12) months, as authorized by the Board of Commissioners 1/26/10.

**Fidlar Technologies
Agreement
Contract No. 10-41-10**

For Property Fraud Alert Software, for the Recorder of Deeds Office, for the contract sum of \$99,000.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 1/26/10.

**HAVA Partners
Agreement
Contract No. 10-41-03**

For Election Judge/Equipment Manager Online Training Program, for the County Clerk's Office, Election Division, for the contract sum of \$162,000.00, for a period of twenty-four (24) months, as authorized by the Board of Commissioners 1/12/10.

**AAF-McQuay, Inc. d/b/a AAF International
Contract
Contract No. 09-53-333**

For Filters, for the Department of Facilities Management, for the contract sum of \$205,773.61. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 12/22/09. Date of Bid Opening 1/20/10. Date of Board Award 3/2/10.

**Digby's Detective & Security Agency, Inc.
Contract
Contract No. 09-53-353**

For Security Services at the Hawthorne Warehouse, for the Office of Capital Planning and Policy, for the contract sum of \$156,183.51. This is a requirements contract for a period of twelve (12) months. Date Advertised 12/29/09. Date of Bid Opening 1/20/10. Date of Board Award 3/2/10.

The motion to approve the above item FAILED.

**Robinson Textiles
Contract
Contract No. 09-84-317**

For Uniforms (shirts and pants), for Female and Male Inmates, for the Department of Corrections, for the contract sum of \$301,444.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 11/10/09. Date of Bid Opening 12/3/09. Date of Board Award 3/2/10.

The above referenced contract documents (and bonds, where required), have been executed by the Contractors and approved as to form by the State's Attorney. Respectfully request that following approval by your Honorable Body, the appropriate officials be authorized to sign same on behalf of the County of Cook.

Copies of these executed documents will be available for inspection in the Office of the Purchasing Agent and the Office of the Comptroller.

WITH THE EXCEPTION OF CONTRACT NO. 09-53-353

Commissioner Daley, seconded by Commissioner Steele, moved that the contracts and bonds be approved and that the Proper Officials be authorized to sign on behalf of Cook County.

In accordance with Cook County Code Section 2-108(p), Commissioner Peraica requested to divide the question to consider Contract No. 09-53-353 (Digby's Detective & Security Agency, Inc.) separately.

Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

ROLL CALL ON MOTION TO APPROVE CONTRACT NO. 09-53-353

Yeas: Commissioners Beavers, Butler, Claypool, Gainer, Sims and Steele - 6.

Nays: Commissioners Daley, Gorman, Goslin, Peraica, Reyes, Schneider, Silvestri and Suffredin - 8.

Absent: Commissioners Collins, Moreno and Murphy - 3.

The motion to approve Contract No. 09-53-353 with Digby's Detective & Security Agency, Inc. **FAILED.**

Commissioner Beavers requested verification of the vote.

**ROLL CALL ON MOTION TO VERIFY THE VOTE TO APPROVE
CONTRACT NO. 09-53-353**

Yeas: Commissioners Butler, Claypool, Gainer, Sims and Steele - 5.

Nays: Commissioners Beavers*, Daley, Gorman, Goslin, Peraica, Schneider, Silvestri and Suffredin - 8.

Present: Commissioner Reyes - 1.

Absent: Commissioners Collins, Moreno and Murphy - 3.

* Subsequent to the declaration by the President that the approval of Contract No. 09-53-353 failed, Commissioner Beavers was granted leave to change his vote from "yea" to "nay".

The vote was verified and the motion to approve Contract No. 09-53-353 with Digby's Detective & Security Agency, Inc. **FAILED.**

A vote was taken on the main motion to approve the contracts and bonds, as amended. The motion carried unanimously.

OFFICE OF THE SHERIFF

LETTER REGARDING THE CLOSURE OF DIVISION 2 - DORM 4

Transmitting a Communication, dated March 4, 2010 from
THOMAS J. DART, Cook County Sheriff

LETTER

Dear President Stroger:

I wanted to make you all aware of some encouraging developments we are set to announce at the Cook County Jail that, if present trends hold, could lead to millions of dollars in savings to county taxpayers.

Due to a continuing decline in inmate population, we have closed a 600-bed building on the jail campus (Division 2 – Dorm 4). And absent a sudden spike in the inmate count, we plan to close a separate 300-bed building (Division 3) sometime next month. Combined, those two moves will reduce our total bed availability from 10,000 to 9,100.

It seems hard to believe that just a few years ago – 2002 to be exact – we were averaging more than 11,000 detainees per day at our jail. Keep in mind, our capacity is only 10,000. Today, our population is about 8,600 – a level we’ve not seen in 15 years.

The closures of these jail buildings have the potential to save millions of dollars in personnel and maintenance cost. We are redeploying the officers assigned to these posts which will result in an immediate reduction in overtime cost. The Department of Facilities Management has informed us that they will realize substantial cost savings due to the “moth-balling” of the buildings.

As you all know, we are awaiting federal court approval for the creation of an administrative hearing process for our electronic monitoring program. The existence of an administrative release mechanism is crucial if we are to maintain low population levels.

As we make these moves, I want to thank each of you for your ongoing support throughout the first four years of my administration. As we all move forward into difficult budgetary times, I vow to continue to work with each of you to find ways to operate my jail more efficiently and responsibly.

Sincerely,

Thomas J. Dart
Cook County Sheriff

In accordance with Cook County Code Section 2-108(z)(1) Amendment or suspension of rules, Commissioner Butler, seconded by Commissioner Silvestri, moved to suspend Section 2-108(h)(1) Prior notice to public; agendas. **The motion carried unanimously.**

Commissioner Steele, seconded by Commissioner Silvestri, moved that the communication be received and filed. **The motion carried unanimously.**

OFFICE OF THE STATE'S ATTORNEY

GRANT AWARD

Transmitting a Communication, dated February 23, 2010 from

ANITA ALVAREZ, Cook County State's Attorney

by

MICHELE V. LATZ, Chief of the Administrative Services Bureau, State's Attorney's Office

requesting authorization to accept a grant in the amount of \$1,650,307.00 from the Illinois Criminal Justice Information Authority (ICJIA). This grant provides funding for the Cold Case Homicide Initiative. Under this American Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program, three (3) assistant state's attorneys and two (2) State's Attorney's investigator positions dedicated to the Cold Case Homicide Unit will be preserved for the purpose of conducting targeted investigations that will work to hold offenders accountable and serve to restore public confidence by closing unsolved homicides through multi-agency collaboration. The estimated fiscal impact is the cost of living adjustments as well as the remaining fringe benefits of the grant-funded personnel that are not covered by grant award.

Estimated Fiscal Impact: \$103,555.00. Grant Award: \$1,650,307.00. Funding period: January 31, 2010 through January 30, 2013. (250-818 Account).

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Commissioner Daley, seconded by Commissioner Steele, moved that the request of the Grant Award be approved. **The motion carried unanimously.**

GRANT AWARD RENEWAL

Transmitting a Communication, dated February 26, 2010 from

ANITA ALVAREZ, Cook County State's Attorney

by

MICHELE V. LATZ, Chief of the Administrative Services Bureau, State's Attorney's Office

requesting authorization to renew a grant in the amount of \$53,000.00 from the University of Illinois at Chicago. These Project Safe Neighborhoods (PSN) funds will enable the State's Attorney's Office to maintain one (1) assistant state's attorney dedicated to the Gang Crimes Unit within the Special Prosecutions Bureau. In accordance with the PSN mission, this assistant state's attorney will be dedicated to the investigation and prosecution of individuals who purchase, possess, sell, distribute or use illegal firearms. In addition to prosecuting violent offenses in which a firearm was used, this prosecutor will also target cases of unlawful sale or delivery of firearms, gunrunning, and defacing identification marks of firearms in an effort to reduce the flow of firearms into the hands of criminals.

This grant does not require a cash match.

The authorization to accept the previous grant was given on December 3, 2008 by the Cook County Board of Commissioners in the amount of \$106,000.00.

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Estimated Fiscal Impact: None. Grant Award: \$53,000.00. Funding period: October 1, 2009 through February 28, 2010.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Commissioner Daley, seconded by Commissioner Steele, moved that the request of the Grant Award Renewal be approved. **The motion carried unanimously.**

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Transmitting a Communication, dated February 19, 2010 from

ANITA ALVAREZ, Cook County State's Attorney

by

MICHELE V. LATZ, Chief of the Administrative Services Bureau, State's Attorney's Office

requesting authorization to renew a grant in the amount of \$74,424.00 from the Northeast Metro Auto Theft Task Force (NEMAT). NEMAT is a multi-jurisdictional auto theft task force that deals with all types of auto theft and related criminal investigations.

This grant funds the entire salary and a portion of the fringe benefits of one (1) state's attorney's investigator dedicated to NEMAT investigations as well as twenty (20) hours of incurred overtime per month.

The authorization to accept the previous grant award was given on September 1, 2009 by the Cook County Board of Commissioners in the amount of \$37,132.00 with a total cash match of \$3,285.00.

Estimated Fiscal Impact: \$7,686.00. Grant Award: \$74,424.00. Funding period: January 1, 2010 through December 31, 2010. (250-818 Account).

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Commissioner Daley, seconded by Commissioner Steele, moved that the request of the Grant Award Renewal be approved. **The motion carried unanimously.**

* * * * *

Transmitting a Communication, dated February 9, 2010 from

ANITA ALVAREZ, Cook County State's Attorney

by

MICHELE V. LATZ, Chief of the Administrative Services Bureau, State's Attorney's Office

requesting authorization to renew a grant in the amount of \$420,267.00 from the Illinois Criminal Justice Information Authority (ICJIA), for the purpose of renewing and consolidating three previously separate grant programs: Specialized Victim Services, Survivors of Homicide Victims, and the Domestic Violence Court Program. This consolidated grant will provide funding for: two (2) victim specialists

who are dedicated to serving victims of domestic violence one (1) assists victims of misdemeanor domestic violence and one (1) assists victims of felony domestic violence), two (2) victim compensation specialists, one (1) disabilities specialist, one (1) senior specialist, one (1) gang homicide specialist, and one (1) branch 66 homicide specialist.

This grant requires that our office match 25% of the grant award. The match commitment for this program consists of both cash and in-kind contributions. The in-kind match fully supports the salary and fringe benefits of one (1) domestic violence victim specialist. The cash match consists of a portion of the salary costs as well as a portion of the fringe benefits of the remaining seven (7) victim specialists not covered by the grant award as well as the independent audit.

The authorization to accept the previous grants (three separate grants) were all given on January 13, 2009 by the Cook County Board of Commissioners in the amount totaling \$350,223.00 with cash match totaling \$151,638.00 and in-kind match totaling \$56,930.00.

Estimated Fiscal Impact: \$131,091.00 [Required Match - \$105,067.00 (\$51,216.00 from (250-110 Account); \$23,915.00 from (250/170-179 Accounts); and \$29,936.00 from (250-818 Account)]; Over Match - \$26,024.00 from (250-818 Account). Grant Award: \$420,267.00. Funding period: October 1, 2009 through September 30, 2010.

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Commissioner Daley, seconded by Commissioner Steele, moved that the request of the Grant Award Renewal be approved. **The motion carried unanimously.**

PENDING LITIGATION

Transmitting a Communication, dated February 19, 2010 from

ANITA ALVAREZ, Cook County State's Attorney

by

PATRICK T. DRISCOLL, JR., Deputy State's Attorney, Chief, Civil Actions Bureau

respectfully request permission to discuss the following cases with the Board or the appropriate committee thereof:

1. Ronald Cummings v. Sheriff of Cook County, Case No. 09-CV-5595 (Comm. No. 305675).
2. Katie Tucker v. Sheriff of Cook County, Case No. 09-CV-7116 (Comm. No. 305676).
3. Daniel Pena v. Trent Williams, Case No. 08-CV-7389 (Comm. No. 305677).
4. Winters v. Cook County, et al., Case No. 08-C-7279 (Comm. No. 305678).

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5. James Curtis v. Cook County, et al., Case No. 09-CV-3710
(Comm. No. 305679).
6. Michael Parish v. David Fagus, et al., Case No. 09-CV-7265
(Comm. No. 305680).
7. Anton Rouse v. Dr. Khan, et al., Case No. 09-CV-7433
(Comm. No. 305681).
8. Victoria Blackmon v. Winston Gerald, et al., Case No. 08-L-12082
(Comm. No. 305682).
9. Jimmie Cleggett v. Mrs. Rivers, Case No. 09-CV-2942
(Comm. No. 305683).
10. Jimmie Cleggett v. Dr. Ali, Case No. 08-CV-7065
(Comm. No. 305684).
11. Jose Carillo v. Leonard Bersky, et al., Case No. 09-CV-7946
(Comm. No. 305685).

Commissioner Daley, seconded by Commissioner Steele, moved that the communication(s) be referred to the Committee on Finance Litigation Subcommittee. **The motion carried unanimously.**

BUREAU OF TECHNOLOGY

CONTRACT

Transmitting a Communication, dated February 19, 2010 from

R. STEVE EDMONSON, Chief Information Officer, Bureau of Technology

requesting authorization for the Purchasing Agent to enter and execute a three (3) year master service agreement with AT&T Corporation, Chicago Heights, Illinois, for Integrated Services Digital Network (ISDN) T1 circuits, long distance usage and local calling usage.

Reason: The Bureau of Technology request approval to execute a master service agreement which reduces pricing tiers for ISDN T1 circuits, long distance usage and local calling usage. Approval and execution will allow Cook County to continue to receive the discounted rate for maintenance in accordance to the Tariff and Franchise Agreement.

Estimated Fiscal Impact: ~~\$32,700,000.00~~ \$27,500,000.00 (FY 2010 - \$8,700,000.00; FY 2011 - ~~\$12,000,000.00~~ \$9,300,000.00; FY 2012 - ~~\$12,000,000.00~~ \$9,500,000.00). Contract period: March 16, 2010 through March 15, 2012. (490/499-220 Account). Requisition No. 00160009.

Approval of this item would commit Fiscal Years 2011 and 2012 funds.

Vendor has met the Minority and Women Business Enterprise Ordinance.

Commissioner Daley, seconded by Commissioner Steele, moved that the request of the contract amendment be approved. **The motion carried unanimously.**

ADJOURNMENT

Commissioner Silvestri, seconded by Commissioner Daley, moved that the meeting do now adjourn to meet again at the same time and same place on Tuesday, April 6, 2010, in accordance with County Board Resolution 10-R-20.

The motion prevailed and the meeting stood adjourned.

County Clerk